

BOARD FOR CONTRACTORS BOARD MEETING

MINUTES

The Board for Contractors met on Tuesday, April 20th, 2010 at the Department of Professional and Occupational Regulation (DPOR), 9960 Mayland Drive, Richmond, Virginia. The members indicated below were present. Each of the other members present was qualified to vote, except where a specific reason for disqualification is stated. There are 13 members on this board, in which seven constitutes a quorum pursuant to §54.1-1102.

Robert M. Kirby, Chairman
Mark Cronin
Bailey Dowdy
Herbert "Jack" Dyer, Jr.
Kenneth Hart
Jack Miller
Michael Redifer
William Rusher
Troy Smith
Homer Pete Sumpter
Deborah Lynn Tomlin
Wyatt Walton
Bruce Williams
Dorothy Wood

Kenneth Hart was not present at the meeting.

Staff members present for all or part of the meeting were:

Jay W. DeBoer, Director
Mark Courtney, Deputy Director, LRD
Eric L. Olson, Executive Director
Sheila Watkins, Administrative Assistant
Karen Bullock, Administrative Assistant
Victoria Traylor, Legal Analyst
Earlyne Perkins, Legal Analyst
Leas Roth, Licensing & Education Manager
Whitney Fulcher, Licensing Education Specialist
Adrienne Mayo, Regulatory Boards Administrator
Steven Jack, Assistant Attorney General

Chairman Robert Kirby called the meeting to order at 9:05 a.m. and declared declared a quorum of board members was in attendance.

**Call
To Order**

A motion was made by Mr. Sumpter and seconded by Mr. Dyer to approve the agenda. The motion passed unanimously. Members voting "Yes" were: Tomlin, Dyer, Rusher, Sumpter, Smith, Kirby, Redifer, Dowdy, Cronin, Wood, Williams, Miller and Walton.

Approval of the Agenda

Hart was absent.

Mr. Dyer moved to approve the following minutes as submitted from the:

Approval of Minutes

January 12, 2010 Board for Contractors Meeting
January 26th, 2010 Informal Fact Finding Conference
January 27th, 2010 Informal Fact Finding Conference
February 2nd, 2010 Informal Fact Finding Conference
February 4th, 2010 Informal Fact Finding Conference
February 9th, 2010 Informal Fact Finding Conference
February 11th, 2010 Informal Fact Finding Conference
February 25th, 2010 Informal Fact Finding Conference
March 23rd, 2010 Informal Fact Finding Conference
March 25th, 2010 Informal Fact Finding Conference

Mr. Cronin seconded the motion and it was unanimously approved by members: The motion passed unanimously. Members voting "Yes" were: Tomlin, Dyer, Rusher, Williams, Sumpter, Smith, Kirby, Redifer, Dowdy, Wood, Miller, Cronin and Walton.

Hart was absent.

There was public comment from Joy Ross, claimant in Recovery Fund case 2009-04148. This case was heard by the Board in January. She read a statement to the Board outlining some suggestions she thought should be considered in the way that Recovery Fund claims are processed. The Board thanked her for sharing her concerns.

Public Comment Period

In the matter of Recovery Fund File Number 2009-01015, Robert Darling (Claimants) vs. Michael D. Perry t/a Solid Concepts (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. Robert Darling (Regulant) did appear at the board meeting. Tariq Louka, counsel for Robert Darling (Claimants) did attend the Board meeting. They addressed the Board and shared their disagreement with the recommendation.

File Number
2009-01015
Robert Darling
(Claimant) and Michael
D. Perry t/a Solid
Concepts (Regulant)

Mrs. Tomlin, the Board's Hearing Representative was not present and did not

participate during the discussion or the vote.

Mr. Walton had discussion concerning the Warrant In Debt.

After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The motion failed by majority vote. Members voting "Yes" were: **Sumpter, Williams, and Wood.**

Members voting "no" were: **Kirby, Walton, Redifer, Dowdy, Miller, Cronin, Rusher, Smith, and Dyer.** The vote was 9 "no" and 4 "no". **Ms. Tomlin** was not present and did not vote. **Hart** was absent.

After discussion a motion was made by **Mr. Walton** and seconded by **Mr. Miller** to reject the recommendation contained in the Summary of the Informal Fact-Finding Conference and pay the claim in the amount of \$17,478.25 and revoke the license, 2705-060868.

The motion passed with a majority vote of 9 "yes" and 3 "no". Members voting "yes" were: **Kirby, Walton, Miller, Cronin, Dowdy, Smith, Sumpter, Redifer and Williams.** Members voting "no" were: **Wood, Rusher and Dyer.** **Hart** was absent.

In the matter of Recovery Fund File Number 2009-03477, **Carolyn R. Disparti (Claimant) vs. Raymond E. Lyons, t/a Talon Construction (Regulant);** the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Raymond Lyons t/a Talon Construction (Regulant)** did not appear at the board meeting. **Carolyn Disparti (Claimant)** did not attend the Board meeting.

File Number
2009-03477
Carolyn R. Disparti
(Claimant) and
Raymond E. Lyons, t/a
Talon Construction
(Regulant)

Ms. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary and to deny payment of the claim in the amount of \$8,106.00. The Claim Review and Summary are incorporated as a part of this Order. The Board adopts the hearing officer's recommendations. The motion passed by unanimous vote. Members voting "Yes" were: **Dyer, Rusher, Sumpter, Smith, Kirby, Dowdy, Wood, Cronin, Williams, Miller and Walton.**

Ms. Tomlin did not participate and did not vote. **Mr. Hart** was not present.

In the matter of Recovery Fund File Number 2009-03651, Carol Solon (Claimant) vs. John Scott t/a All About Chimneys & More (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **John Scott t/a All About Chimneys & More (Regulant)** did not appear at the board meeting. **Carol Solon (Claimants)** did attend the Board meeting. She addressed the Board and shared her disagreement with the recommendation.

File Number
2009-03651
Carol Solon (Claimant)
and John Scott t/a All
About Chimneys &
More (Regulant)

Ms. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Ms. Wood** to adopt the claim review and the hearing officer's recommendations and summary for violations and deny the claim in the amount of **\$15,228.00**. The Claim Review and Summary are incorporated as a part of this Order. **The Board finds there is** substantial evidence that the actions of **All About Chimneys & More** do fall within the statutory definition of improper and dishonest conduct. The motion passed by majority vote. Members voting "Yes" were: **Dyer, Rusher, Hart, Sumpter, Smith, Kirby, Dowdy, Wood, Williams and Walton**. Members voting "no" were: **Cronin and Miller**. The motion passed with a vote of 10 "yes" and 2 "no".

Tomlin was not present and did not vote. Hart was absent.

In the matter of Recovery Fund File Number 2009-03815, Donna and Robert Johnson (Claimants) vs. James Dollins t/a Landscape Utilities Unlimited (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **James Dollins t/a Landscape Utilities Unlimited (Regulant)** did not appear at the board meeting. **Donna and Robert Johnson (Claimant)** did attend the Board meeting. They addressed the Board and shared their agreement with the Recommendation.

File Number
2009-03815
Donna & Robert
Johnson (Claimants) vs
James Dollins t/a
Landscape Utilities
Unlimited (Regulant)

Ms. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote. After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Dyer** to adopt the claim review and the hearing officer's recommendations and summary for violations and **deny payment** of the claim in the amount of **\$9,753.00**. The Claim Review and Summary are incorporated as a part of this Order. The Board did not find substantial evidence that the actions of **James Dollins t/a Landscape Utilities Unlimited** fell within the statutory definition of improper and dishonest conduct. The motion passed by majority vote. Members voting "Yes" were: **Dyer, Rusher, Hart, Sumpter, Smith, Kirby, Dowdy, Wood, Cronin, Williams, Miller and Walton**.

Tomlin was not present and did not vote. Mr. Hart was absent.

In the matter of Recovery Fund File Number 2009-04269, Mark and Kathy Steen (Claimants) vs. Jeff Bond (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Jeff Bond (Regulant)** did not appear at the board meeting. **Mark Steen (Claimant)** did attend the Board meeting. He shared his disagreement with the recommendation for denial.

File Number
2009-04269
Mark and Kathy Steen
(Claimant) and Jeff
Bond (Regulant)

Ms. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Sumpter** and it died due to lack of a second. After further discussion a motion was made by **Mr. Cronin** and seconded by **Mr. Williams** to adopt the claim review and reject the hearing officer's recommendations and summary for violations and pay the claim in the amount of **\$4,053.00**. The Claim Review and Summary are incorporated as a part of this Order. The Board found substantial evidence that the actions of **Jeff Bond** do fall within the statutory definition of improper and dishonest conduct. The motion passed by majority vote. Members voting "Yes" were: **Dyer, Rusher, Smith, Kirby, Redifer, Dowdy, Cronin, Wood, Miller, Williams and Walton**. Member voting "no" was: **Sumpter**.

Tomlin was not present and did not vote. Mr. Hart was not present.

In the matter of Recovery Fund File Number 2010-00193, Harry Swank II (Claimants) vs. W T Curd Jr. Contractor, Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **W T Curd Jr. Contractor, Inc. (Regulant)** did not appear at the board meeting. **Harry Swank (Claimants)** did attend the Board meeting. He addressed the Board and shared his disagreement with the Recommendation.

File Number
2010-00193
Harry Swank II
(Claimant) and W T
Curd Jr. Contractor,
Inc. (Regulant)

Ms. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Ms. Wood** and seconded by **Mr. Dyer** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The Board finds that language in the judgment order does not support the payment of the claim. The motion passed by unanimous vote. Members voting "Yes" were: **Redifer, Dyer, Rusher, Sumpter, Smith, Kirby, Dowdy, Wood, Miller, Cronin, Williams and Walton**.

Tomlin was not present and did not vote. Mr. Hart was absent.

In the matter of Recovery Fund File Number 2010-00653, Yvonne Williams (Claimants) vs. Steven & Karen Stuart t/a Renovation Solutions (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation. **Steven & Karen Stuart t/a Renovation Solutions (Regulant)** did not appear at the board meeting. **Yvonne Williams and attorney Scott Hook (Claimants)** attended the Board meeting. They addressed the Board and shared their disagreement with the Recommendations.

File Number
2010-00653
Yvonne Williams
(claimants) vs. Steven &
Karen Stuart t/a
Renovation Solutions

Ms. Tomlin, the Board's Hearing Representative was not present and did not participate during the discussion or the vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary and deny payment of the claim in the amount of **\$20,000.00**. The motion passed by majority "yes" vote. Members voting were: **Kirby, Wood, Redifer, Dyer, Rusher, Sumpter, Smith, Williams, Miller and Dowdy**.

Tomlin was not present and did not vote. Hart was not present. Members voting "no" were: **Cronin and Walton**.

In the matter of Recovery Fund File 2010-01241, Keith Keiper (Claimant) and Mitchell McCoy t/a MCM Contracting (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

File Number
2010-01241
Keith Keiper (Claimant)
Mitchell McCoy t/a
MCM Contracting
(Regulant)

Mitchell McCoy t/a MCM Contracting (Regulant), did not attend the Board meeting. **Keith Keiper (Claimant)** did not attend the Board meeting. .

After discussion a motion was made by **Mr. Williams** and seconded by **Mr. Sumpter** to adopt the claim review and the hearing officer's recommendations and summary and approve the claim for payment in the amount of **\$13,127.00**. There was discussion by **Mr. Cronin** concerning item 2 and the judgment sharing dishonest and improper conduct on the part of the Regulant. The motion was withdrawn before the vote.

After discussion a motion was made by Mr. Williams and seconded by Mrs. Wood to adopt the claim review and the hearing officer's recommendations and summary and approve the claim for payment in the amount of **\$13,127.00**. The Claim Review and Summary are incorporated as a part of this Order. The Board finds that language in the judgment order does support the payment of the claim. The motion passed by unanimous vote. Members voting "Yes" were: **Redifer, Dyer, Rusher, Cronin, Sumpter, Smith, Kirby, Walton, Dowdy, Wood, Miller and Williams**.

Tomlin did not participate and did not vote. Hart was absent.

In the matter of Recovery Fund File 2008-02490, Allen Hossler (Claimant) and Suzanne Stevens t/a C & G Asphalt Paving and Seal Coating (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

Allen Hossler (Claimant) did not appear at the Board meeting. **Suzanne Stevens t/a C & G Asphalt Paving and Seal Coating (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

Ms. Tomlin the Board's hearing officer was not present, did not participate and did not vote.

After discussion a motion was made by **Mr. Williams** and seconded by **Mr. Smith** to adopt the claim review, summary, and the hearing officer's recommendations which contain the facts regarding the recovery fund claim in this matter. The Claim Review and Summary are incorporated as a part of the Order. The Board finds there is language in the order that supports payment of the claim. The Board voted to approve payment of the claim in the amount of \$1,798.00. The motion passed by unanimous vote. Members voting "yes" were: **Redifer, Dyer, Rusher, Cronin, Sumpter, Smith, Kirby, Walton, Dowdy, Wood, Miller and Williams.**

Tomlin did not participate and did not vote. **Hart** was absent.

In the matter of Recovery Fund File 2010-01322, Elmore & Florence Piggot (Claimant) and Foodco LLC (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

Elmore and Florence Pittot (Claimant) did not appear at the Board meeting. **Glenn Foodco LLC (Regulant)** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

Ms. Tomlin the Board representative was not present and did not vote.

After further discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Dyer** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and amends the recommendation to pay the claim in the amount of \$3,670.00. The Claim Review and Summary are incorporated as a part of the Order. The Board finds there is language in the order that supports the conclusion that the court found that the conduct of **Foodco LLC** involved improper or dishonest conduct. The motion passed by unanimous vote. Members voting "yes" were: **Redifer, Dyer, Rusher, Cronin, Sumpter, Smith, Kirby, Walton, Dowdy, Wood, Miller and Williams.**

Tomlin did not participate and did not vote. **Hart** was absent.

File Number

2008-02490

**Allen Hossler (Claimant)
vs Suzanne Stevens t/a
C&G Asphalt Paving
and Seal Coating
(Regulant)**

File Number

2010-01322

**Elmore & Florence
Piggot (Claimant) vs
Foodco LLC (Regulant)**

In the matter of Recovery Fund File 2009-03394, Rick Rahim (Claimant) vs Sealand Development Corp (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number
2009-03394
Rick Rahim (Claimant)
vs Sealand Development
Corp (Regulant)**

Rahim was represented by Stephen A Cobb, counsel at the Board meeting in person. They addressed the Board and shared their disagreement with the recommendation. **Sealand Development Corp** did appear at the Board meeting in person. They were represented by **Anthony Saatlou**, their counsel.

Mr. Rusher and Mrs. Tomlin, the Board's hearing officers were not present and did not vote.

After discussion a motion was made by **Mr. Sumpter** and it failed due to lack of a second.

After further discussion a motion was made by **Mr. Redifer** seconded by **Mrs. Wood** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and reject the recommendation. The Claim Review and Summary are incorporated as a part of the Order. The Board finds that language in the judgment order does support the payment of the claim based on the Virginia Consumer Protection Acts and the receipts and information in the record. The Board voted to pay the claim in the amount of **\$20,000.00**. The motion passed by majority vote. Members voting "yes" were: **Redifer, Dyer, Cronin, Sumpter, Smith, Kirby, Walton, Dowdy, Wood, Miller and Williams**.

Tomlin and Rusher did not participate and did not vote. Hart was absent.

In the matter of Recovery Fund File 2009-04025, Melanie Wright (Claimant) vs Michael Chambers t/a Island Renovation (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number
2009-04025
Melanie Wright
(Claimant) vs Michael
Chambers t/a Island
Renovation (Regulant)**

Melanie Wright (Claimant) did appear at the Board meeting in person. She shared that her attorney had to leave due to an emergency. The Board chair asked if she'd like to have the case heard later and she shared "no, let's do it today, it's been long enough and I want to get it over with." Ms. Wright shared her disagreement with the Recommendation. **Michael Chambers t/a Island Renovation** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

Ms. Tomlin, the Board's hearing officer was not present and did not participate.

After discussion from Cronin, Walton and Williams a motion was made by **Mr. Sumpter** and seconded by **Mr. Cronin** to adopt the claim review, which contains the

facts regarding the recovery fund claim in this matter, adopts the Summary and accept the recommendation to deny payment of the claim. The Board finds that language in the judgment order does not support the payment of the claim. The motion passed by majority vote. Members voting "yes" were: **Sumpter, Dyer, Redifer, Dowdy, Kirby, Cronin, and Walton**. Members voting "no" were: **Williams, Wood, Smith, Miller and Redifer**. The vote passed 7 to 5.

Tomlin was not present and did not vote. Hart was absent.

In the matter of Recovery Fund File 2009-04026, Preston Davis (Claimant) and Dock Doctor's Inc. t/a Dock Doctor's Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

File Number
2009-04026
Preston Davis
(Claimant) vs. Dock
Doctor's Inc. t/a Dock
Doctor's Inc. (Regulant)

Carol and Preston Davis did appear at the Board meeting in person with their attorney Rose Pantazis and they addressed the Board. She shared their agreement with the Recommendation. **Dock Doctor's Inc** did not appear at the Board meeting in person by counsel nor by any other representative.

Ms. Tomlin, the Board's hearing officer did not participate and was not present.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Walton** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and accepts the recommendation to pay the claim in the amount of \$11,060. The Claim Review and Summary are incorporated as a part of the Order. The motion passed by unanimous vote. Members voting "yes" were: **Wood, Dowdy, Sumpter, Dyer, Redifer, Rusher, Walton, Williams, Smith, Cronin, Kirby, and Miller**.

Tomlin was not present and did not vote. Hart was absent.

In the matter of Recovery Fund File 2010-00072, Craig & Kathy Truskey (Claimant) vs. Kwak Kyong Dae t/a Able Construction (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

File Number
2010-00072
Craig & Kathy Truskey
(Claimant) vs. Kwak
Kyong Dae t/a Able
Construction (Regulant)

The Truskeys did appear at the Board meeting in person. They addressed the Board and shared their agreement with the Recommendation. **Kwak Kyong Dae t/a Able Construction**. did not appear at the Board meeting in person by counsel nor by any other representation.

Tomlin the Board's hearing officer did not participate and did not vote. He was not present.

After discussion a motion was made by **Mr. Williams** and seconded by **Ms. Wood** to

adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and adopt the recommendation to pay the claim. The Claim Review and Summary are incorporated as a part of the Order. The Board finds that language in the judgment order does support the payment of the claim. The claim will be paid in the amount of \$8,213.00. The motion passed by unanimous vote. Members voting "yes" were: **Wood, Dowdy, Sumpter, Dyer, Redifer, Rusher, Walton, Williams, Smith, Cronin, Kirby, and Miller.**

Tomlin was not present and did not vote. Hart was absent.

In the matter of Recovery Fund File 2010-00638, Mark Stoltzfus (Claimant) vs. HEC Construction Services, Inc. t/a Home Exterior Concepts (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

Mark Stoltzfus and attorney Buckley Warden appeared at the Board meeting in person. They addressed the Board and shared their agreement. **HEC Construction Services, Inc. t/a Home Exterior Concepts** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

After discussion a motion was made by **Mr. Sumpter** and seconded by **Ms. Wood** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and adopts the recommendation to pay the claim in the amount of **\$20,000.00**. The Claim Review and Summary are incorporated as a part of this Order. The Board found substantial evidence that the actions of **HEC Construction Services, Inc. t/a Home Exterior Concepts** do fall within the statutory definition of improper and dishonest conduct. The motion passed by unanimous vote. Members voting "yes" were: **Wood, Dowdy, Sumpter, Dyer, Redifer, Rusher, Walton, Williams, Smith, Cronin, Kirby, and Miller.**

Tomlin was not present and did not vote. Hart was absent.

In the matter of Recovery Fund File 2009-02142, Lawrence & Ellen Carroll (Claimant) vs. Bill's Construction Inc of Accomac (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

Lawrence & Ellen Carroll did not appear at the Board meeting. **Bill's Construction Inc. of Accomac** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

Tomlin the Board's hearing officer was not present and did not participate.

After discussion a motion was made by **Mr. Redifer** and seconded by **Ms. Wood** to

File Number
2010-00638
Mark Stoltzfus
(claimant) vs. HEC
Construction Services,
Inc. t/a Home Exterior
Concepts (Regulant)

File Number
2009-02142
Lawrence & Ellen
Carroll (Claimant) vs.
Bill's Construction Inc.
of Accomac (Regulant)

adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and adopts the recommendation to pay the claim in the amount of **\$20,000.00**. The Claim Review and Summary are incorporated as a part of this Order. The Board found substantial evidence that the actions of **Bill's Construction Inc. of Accomac** do fall within the statutory definition of improper and dishonest conduct. The motion passed by unanimous vote. Members voting "yes" were: **Redifer, Dyer, Cronin, Rusher, Sumpter, Smith, Kirby, Dowdy, Wood, Miller, Williams and Walton**.

Tomlin was not present and did not vote. Hart was absent.

In the matter of Recovery Fund File 2009-03814, Mary Jo Marks (Claimant) vs. Beach Home Renovations Inc. (Regulant); the board reviewed the record, which consisted of the claim file, transcript and exhibits from the IFF, and the summary and recommendation.

**File Number
2009-03814
Mary J Marks
(claimant) vs Beach
Home Renovations Inc.
(Regulant)**

Mary Jo Marks did appear at the IFF she did not appear at the Board meeting. **Beach Home Renovations Inc** did not appear at the IFF or the Board meeting in person or by counsel or by any other qualified representative.

Tomlin the Board's hearing officer was not present and did not participate.

After discussion a motion was made by **Mr. Williams** and seconded by **Ms. Wood** to adopt the claim review, which contains the facts regarding the recovery fund claim in this matter, adopts the Summary and adopts the recommendation to deny payment of the claim. The Claim Review and Summary are incorporated as a part of this Order. The Board did not find substantial evidence that the actions of **Beach Home Renovation Inc** fell within the statutory definition of improper and dishonest conduct. The motion passed by unanimous vote. Members voting "yes" were: **Redifer, Dyer, Cronin, Rusher, Sumpter, Smith, Kirby, Dowdy, Wood, Miller, Williams and Walton**.

Tomlin was not present and did not vote. Hart was absent.

In the matter of License Application File Number 2010-01799, Kempsville Underground, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-01799
Kempsville
Underground, Inc.**

Applicant Stephanie Davis for Kempsville Underground, Inc. appeared at the IFF. She attend the Board meeting and addressed the Board sharing her agreement with the Recommendation. **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Dyer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve issuance of a license.

The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Redifer, Cronin, Sumpter, Smith, Kirby, Dowdy, Wood, Miller, Williams and Walton.**

Brigil was not present and did not vote. Hart, was absent.

In the matter of License Application File Number 2010-02027, **Datacom Connections**, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-02027
Datacom Connections

Applicant Scott House for Datacom Connections appeared at the IFF and the Board meeting. He shared his agreement with the Recommendations.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Redifer** offered a motion that was seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve a license. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Redifer, Sumpter, Smith, Kirby, Dowdy, Cronin, Wood, Miller, Williams and Walton.**

Brigil was not present and did not vote. Hart was not present.

In the matter of License Application File Number 2010-02024, **Pro-Mole, Inc.**, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-02024
Pro-Mole, Inc

Applicant Larry Benton for Pro-Mole, Inc. appeared at the IFF. He also attended the Board meeting. He shared his agreement with the Recommendation.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Walton** offered a motion that was seconded by **Mr. Dyer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve issuance of a license.

The motion passed by majority vote. Members voting "Yes" were: **Tomlin, Dyer,**

**Rusher, Redifer, Cronin, Sumpter, Smith, Dowdy, Miller, Williams and Walton.
Member voting “no” was: Kirby.**

Brigil was not present and did not vote. Hart was not present.

In the matter of License Application File Number 2010-02025, Richard James Davis t/a Davis Decks and Designs the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number

2010-02025

**Richard James Davis t/a
Davis Decks and Designs**

Applicant Richard James Davis of Davis Decks and Designs and witness, Louis Anderson appeared at the IFF and the Board meeting. **Richard James Davis** addressed the Board and shared his agreement with the Recommendation. **Louis Anderson** shared he was there for support.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Ms. Tomlin** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue a conditional license. **Mr. Davis** shared with the Board that all of his dealings with **Ms. Brigil** and her staff had been very positive and he feels that they did a great job.

The motion passed by unanimous vote. Members voting “Yes” were: **Tomlin, Sumpter, Dyer, Rusher, Smith, Miller, Dowdy, Kirby, Redifer, Cronin, Williams, Wood and Walton.**

Brigil was not present and did not vote. Hart was not present.

In the matter of License Application File Number 2010-02029, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number

2010-02029

Seth Wesley Hayes

Applicant Seth Wesley Hayes did not appear at the Board meeting. He did attend the IFF.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Rusher** and seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and issue the license. The motion passed with a unanimous vote. Members

voting "yes" were **Redifer, Sumpter, Rusher and Cronin**. Members voting "no" were: **Wood, Tomlin, Walton, Miller, Kirby, Dyer, Dowdy, Smith, Williams and Hart**.

Brigil was not present and did not vote.

In the matter of License Application File Number 2010-02049, John Sidney Roady, Jr., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-02049
John Sidney Roady, Jr.**

Applicant John Sidney Roady, Jr. appeared at the IFF.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Dyer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny a license. The motion passed by majority vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Redifer, Sumpter, Smith, Dowdy, Miller, Cronin, Kirby, Wood Williams and Walton**.

Brigil was not present and did not vote. Hart was absent.

In the matter of License Application File Number 2010-02050, Affordable Asphalt, Inc., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-02050
Affordable Asphalt, Inc.**

Applicant Affordable Asphalt, Inc. appeared at the IFF. They did not attend the Board meeting. Neither counsel nor any authorized representative attended the meeting on its behalf. The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Redifer** offered a motion that was seconded by **Mr. Smith** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny granting a license.

The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Redifer, Sumpter, Cronin, Smith, Kirby, Dowdy, Wood, Miller, Williams and Walton**.

Brigil was not present and did not vote. Hart, was not present.

In the matter of License Application File Number 2010-02340, Yom's Designs, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-02340
Yom's Designs

Applicant Dung Tran for Yom's Designs and witness Parri James appeared at the IFF and the Board meeting. He addressed the Board. He shared his disagreement with the Recommendation. Ms. James also addressed the Board.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

Earlyne Perkins shared with the Board that a correction needed to be made. Applicant is now in compliance with agreement for licensure. In the summary, the third paragraph should include Son Ngo, witness. In the summary, the following should be included; - nothing in record (include IRM) to substantiate that Yoms Designs LLC is Not in compliance. In the summary the second paragraph – last sentence should be Class B Contractor – (not C).

During discussion Redifer shared he felt the recommendation should be reversed. After discussion **Mr. Redifer** offered a motion to reject the recommendation contained in the Summary of the Informal Fact-Finding Conference and to approve granting a Class B license. The motion by majority vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Redifer, Cronin, Sumpter, Smith, Dowdy, Wood, Miller, Williams and Walton.**

Kirby voted no. Brigil was not present and did not vote. Hart was not present.

The motion passed 11 yes and 1 no.

In the matter of License Application File Number 2010-02344, Brian and Elizabeth Ganey t/a Old Dominion Masonry the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-02344
Brian and Elizabeth
Ganey t/a Old Dominion
Masonry

Applicant Brian and Elizabeth Ganey t/a Old Dominion Masonry appeared at the IFF. **Elizabeth Ganey** attended the Board meeting. She addressed the Board and shared her agreement with the Recommendation.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Redifer** offered a motion that was seconded by **Mr. Sumpter** to amend the recommendation contained in the Summary of the Informal Fact-Finding Conference and grant a license. The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Redifer, Sumpter, Smith, Kirby, Dowdy, Cronin, Wood, Miller, Williams and Walton.**

Brigil was not present and did not vote. Hart was not present.

In the matter of License Application File Number 2010-02342, Nathaniel Corbin t/a Nathan Corbin Construction Unlimited, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-02342
Nathaniel Corbin t/a
Nathan Corbin
Construction Unlimited**

Applicant Nathaniel Corbin appeared at the IFF. He also attended the Board meeting and addressed the Board and shared his agreement.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

Board member Williams had questions for the applicant during the discussion. After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Miller** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve a conditional license.

The motion passed by majority vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Redifer, Sumpter, Cronin, Smith, Dowdy, Wood, Miller, Williams and Walton.**

Brigil was not present and did not vote. Hart was absent. Kirby voted "no". The vote passed with 1 "no" and 12 "yes".

In the matter of License Application File Number 2010-02345, Harrison Lewis, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-02345
Harrison Lewis**

Applicant Harrison Lewis appeared at the IFF. He attended the Board meeting. Mr. Lewis shared his agreement and disagreement with the recommendation.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Redifer** offered a motion that was seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the license.

The motion passed by unanimous vote. Members voting "Yes" were: **Tomlin, Dyer, Rusher, Redifer, Sumpter, Cronin, Smith, Kirby, Dowdy, Wood, Miller, Williams and Walton.**

Brigil was not present and did not vote. Hart was absent.

In the matter of License Application File Number 2010-02346 James Kennedy, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-02346
James Kennedy

James Kennedy appeared at the IFF. **He did not attend** the Board meeting.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the license.

The motion passed by majority vote. Members voting "Yes" were: **Dyer, Rusher, Redifer, Sumpter, Cronin, Smith, Dowdy, Wood, and Miller.**

Walton, Tomlin, Williams and Kirby voted "no".

The vote was 9 "yes" and 4 "no".

Brigil was not present and did not vote. **Hart** was absent.

In the matter of License Application File Number 2010-02347 Tyrone Hines, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-02347
Tyrone Hines

Tyrone Hines appeared at the IFF. **Lealand Wilmoth** represented **Tyrone Hines** at the Board meeting.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Williams** offered a motion that was seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the license.

The motion passed by majority vote. Members voting "Yes" were: **Dyer, Rusher, Redifer, Sumpter, Cronin, Smith, Dowdy, Walton, Tomlin, Williams, Wood, and Miller.**

Kirby voted "no".

The vote was 13 “yes” and 1 “no”.

Brigil was not present and did not vote. Hart was absent.

In the matter of License Application File Number 2010-02348 William Taylor, Sr., the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-02348
William Taylor, Sr.**

William Taylor, Sr. appeared at the IFF. **Joseph Wood** represented **Mr. Taylor** at the Board meeting.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Redifer** offered a motion that was seconded by **Mr. Rusher** to revise the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve for the applicant to sit to take the electrical exam.

The motion passed by majority vote. Members voting “Yes” were: **Dyer, Rusher, Redifer, Sumpter, Cronin, Smith, Dowdy, Wood, Walton, Tomlin, Williams and Miller.**

Kirby voted “no”.

The vote was 12 “yes” and 1 “no”.

Brigil was not present and did not vote. Hart was absent.

In the matter of License Application File Number 2010-02350 Jesus Garcia, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-02350
Jesus Garcia**

Jesus Garcia appeared at the IFF. **He did not attend** the Board meeting.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Ms. Tomlin** offered a motion that was seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the license.

The motion passed by majority vote. Members voting “Yes” were: **Dyer, Rusher, Redifer, Tomlin, Cronin, Smith, Dowdy, Williams, Walton and Miller.**

Wood, Sumpter, and Kirby voted “no”.

The vote was 10 “yes” and 3 “no”.

Brigil was not present and did not vote. Hart was absent.

In the matter of License Application File Number 2010-02351 Mehdi Emdadi, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-02351
Mehdi Emdadi**

Mehdi Emdadi appeared at the IFF. He did not attend the Board meeting.

The presiding Board representative Ms. Brigil was not present, did not participate in the discussion and did not vote.

Mrs. Perkins shared with the Board that a correction needed to be noted in the Summary. The incorrect Regulation was cited- should be 18 VAC 50-30-40 A and not 18 VAC 50-30-130 B.

After discussion Mr. Williams offered a motion that was seconded by Mr. Miller to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference along with the aforementioned correction and approve the waiver.

The motion passed by majority vote. Members voting “Yes” were: Wood, Dowdy, Sumpter, Dyer, Redifer, Rusher, Walton, Williams, Smith, Tomlin, Cronin, Kirby, and Miller.

Brigil was not present and did not vote. Hart was absent.

In the matter of License Application File Number 2010-02559 Nelson & Nelson General Contractors, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-02559
Nelson & Nelson
General Contractors**

Gary Nelson appeared at the IFF. He attended the Board meeting. Mr. Nelson shared his agreement the recommendations.

The presiding Board representative Ms. Brigil was not present, did not participate in the discussion and did not vote.

After discussion Mr. Sumpter offered a motion that was seconded by Ms. Tomlin to adopt the recommendation contained in the Summary of the Informal Fact-Finding

Conference and approve the license.

The motion passed by majority vote. Members voting "Yes" were: **Walton, Tomlin, Williams, Kirby, Rusher, Redifer, Sumpter, Cronin, Smith, Dowdy, Wood, and Miller.**

Dyer voted "no".

The vote was 12 "yes" and 1 "no".

Brigil was not present and did not vote. **Hart** was absent.

In the matter of License Application File Number 2010-02560 **James Crips**, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-02560
James Crips

James Crips appeared at the IFF. He did not attend the Board meeting.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Cronin** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the license. The motion failed with a vote of 8 "no" and 5 "yes". Members voting "no" were: **Tomlin, Williams, Wood, Smith, Kirby, Rusher, Walton and Dyer.** Members voting "yes" were: **Sumpter, Cronin, Dowdy, Redifer and Miller.**

After further discussion **Mr. Williams** offered a motion seconded by **Mrs. Wood** to reject the recommendation contained in the Summary of the Informal Fact-Finding Conference and deny issuance of a license based on the priors and the extent and nature of the crimes committed. See order for additional details.

The motion passed by majority vote. Members voting "Yes" were: **Dyer, Rusher, Smith, Dowdy, Wood, Walton, Tomlin, Williams and Kirby.**

Cronin, Sumpter, Redifer and Miller voted "no".

The vote was 9 "yes" and 4 "no".

Brigil was not present and did not vote. **Hart** was absent.

In the matter of License Application File Number 2010-02563 **Old Farm Investments LLC t/a Unique Custom Homes**, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the

File Number
2010-02563
Old Farm Investments

Informal Fact-Finding Conference.

**LLC t/a Unique Custom
Homes**

Jeffrey Walls on behalf of Old Farm Investments LLC t/a Unique Custom Homes appeared at the IFF. **He attended** the Board meeting along with his friend, **Dave Jones**. **Mr. Walls** shared his agreement with the recommendations.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Walton** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the license.

The motion passed by unanimous vote. Members voting "Yes" were: **Walton, Tomlin, Williams, Kirby, Dyer, Rusher, Redifer, Sumpter, Cronin, Smith, Dowdy, Wood, and Miller**.

Brigil was not present and did not vote. Hart was absent.

In the matter of License Application File Number 2010-02051 Thomas Kellerman, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-02051
Thomas Kellerman**

Thomas Kellerman appeared at the IFF. **He attended** the Board meeting. **Mr. Kellerman** shared his agreement the recommendations.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Dyer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the license.

The motion passed by unanimous vote. Members voting "Yes" were: **Walton, Tomlin, Williams, Dyer, Kirby, Rusher, Redifer, Sumpter, Cronin, Smith, Dowdy, Wood, and Miller**.

Brigil was not present and did not vote. Hart was absent.

In the matter of License Application File Number 2010-022026 Cardinal Outdoor Solutions, LLC the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

**File Number
2010-02026
Cardinal Outdoor
Solutions, LLC**

Jacquelyn and Christopher Fennewald participated in the IFF. **Both attended** the Board meeting. **Mrs. Fennewald** shared her agreement and disagreement with the recommendations. **Mr. Fennewald** shared that he felt that the summary needed to be corrected to reflect that his wife was not included with his company.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

Cronin has discussion question.

After discussion **Mr. Sumpter** offered a motion that was seconded by **Mr. Redifer** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the issuance of a Class C license.

The motion passed by majority vote. Members voting "Yes" were: **Walton, Williams, Redifer, Sumpter, Dowdy, Wood, and Miller.**

Tomlin, Kirby, Rusher, Walton Cronin and Smith voted "no".

The vote was 7 "yes" and 6 "no".

Brigil was not present and did not vote. Hart was absent.

In the matter of License Application File Number 2010-02341 James Jujuma Jones the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File Number
2010-02341
James Jujma Jones

James Jujuma Jones appeared at the IFF. **James Jones and George Jones** attended the Board meeting. **Mr. James Jones** shared his agreement with the recommendations.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Redifer** offered a motion that was seconded by **Mr. Smith** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the license.

The motion passed by unanimous vote. Members voting "Yes" were: **Walton, Dyer, Tomlin, Williams, Kirby, Rusher, Redifer, Sumpter, Cronin, Smith, Dowdy, Wood, and Miller.**

Brigil was not present and did not vote. Hart was absent.

In the matter of Disciplinary File Number 2010-01137, Erik Lee Jones (Respondent); the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and

File Number
2010-01137
Erik Lee Jones

recommendation.

Erik Lee Jones (Respondent) did appear at the IFF. **Erik Lee Jones** did appear at the Board meeting. He addressed the Board. Mr. Richard Jones accompanied him.

The presiding Board representatives **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

Mrs. Perkins shared with the Board that in the Summary we need to insert B into the regulation cited on page 1 and 2. On Page 1, paragraph 2 the IFF convened on January 14, 201 and not October 16, 2009. Page 1, the effective date of the regulation should be February 1, 2006 and not August 21, 2006.

After discussion, a motion was made by **Mr Redifer** and seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations and noted correction. The Board found that **Erik Jones**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 2	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Tomlin, Dyer, Rusher, Redifer, Hart, Sumpter, Smith, Kirby, Dowdy, Wood, Miller, Williams and Walton.**

Brigil was not present and did not vote.

The Board voted to impose no monetary penalty for the violation of the regulation.

The motion passed by majority vote. Members voting "yes" were: **Cronin, Dyer, Rusher, Redifer, Sumpter, Smith, Dowdy, Wood, Miller, Tomlin, Williams and Walton.**

Mr. Kirby voted "no". The vote was 12 "yes" and 1 "no".

Brigil was not present and did not vote. Hart was absent.

In the matter of License Application File Number 2010-01136 Erik Lee Jones, the Board members reviewed the record, which consisted of the application file, transcript, exhibits, and Summary of the Informal Fact-Finding Conference.

File number 2010-01136
2010-01136
Erik Lee Jones

Erik Lee Jones appeared at the IFF. **He attended** the Board meeting. **Mr. Jones** shared his agreement with the recommendations. **Mr. Richard Jones** attended the meeting also.

The presiding Board representative **Ms. Brigil** was not present, did not participate in the discussion and did not vote.

After discussion **Mr. Redifer** offered a motion that was seconded by **Mr. Sumpter** to adopt the recommendation contained in the Summary of the Informal Fact-Finding Conference and approve the license.

The motion passed by unanimous vote. Members voting "Yes" were: **Walton, Tomlin, Williams, Kirby, Rusher, Redifer, Sumpter, Cronin, Smith, Dowdy, Dyer, Wood, and Miller.**

Brigil was not present and did not vote. **Hart** was absent.

The Board took a ten minute recess at 10:50 am and reconvened at 11:00 am.

Break and Reconvene

In the matter of Disciplinary File Number 2010-01904, **Samantha A Spencer, t/a STS Construction, (Respondent)**; the board reviewed the record, which consisted of the investigative file, transcript, exhibits from the Informal Fact-Finding Conference, and the Summary and recommendation.

File Number
2010-01904
Samantha A Spencer, t/a
STS Construction

Samantha A Spencer, t/a STS Construction (Respondent) did not appear at the IFF. Spencer did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Sumpter** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Ms Wood** and seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Samantha A Spencer**, violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dyer, Rusher, Redifer, Hart, Smith, Tomlin, Kirby, Dowdy, Wood, Miller, Williams and Walton.**

Sumpter was not present and did not vote.

The Board voted to impose the following penalty for the violation of the regulation.

Sanctions		
Count 1:		\$2,500.00 and revocation
Total		\$2, 500.00

In addition, for violation of Count 1, the Board voted to revocation of license 2705-098524. Failure to comply with the terms will result in the automatic imposition of license suspension.

The motion passed by unanimous vote. Members voting "yes" were: Cronin, Dyer, Rusher, Redifer, Tomlin, Smith, Kirby, Dowdy, Wood, Miller, Williams and Walton.

Sumpter, the Board's hearing officer was not present and did not vote. Hart was absent.

In the matter of Disciplinary File Number 2010-02141, Nathaniel D Patten, t/a Patten Services (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2010-02141
Nathaniel D Patten, t/a
Patten Services

Nathaniel D Patten, t/a Patten Services (Respondent) did not attend the Board meeting in person, or by counsel or by any other qualified representative.

The Board's hearing representatives; Mr. Sumpter was not present and did not vote.

After discussion, a motion was made by Mr. Walton and seconded by Mrs. Wood to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with the Recommendations. The Board found that Nathaniel D Patten violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 13	

The motion passed by majority vote. Members voting "yes" were: Cronin, Dyer, Rusher, Redifer, Hart, Tomlin, Smith, Walton Wood, Kirby, Miller, and Williams. Hart was absent.

The presiding Board representative Sumpter was not present and did not vote.

After discussion, a motion was made by Mr. Redifer and seconded by Mr. Walton to impose the following sanctions for violation of its Regulations:

Sanctions		
Count 1:		\$2,500.00
Total		\$2,500.00
The Board also imposes revocation of license 2705-096951 for the violation of Count 1.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dyer, Rusher, Redifer, Kirby, Dowdy, Tomlin, Smith, Wood, Miller, Williams and Walton.**

Sumpter was not present and did not vote. Hart was absent.

In the matter of Disciplinary File Number 2010-02147 T & S Home Improvements Inc, t/a Solution Builders (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
2010-02147
T & S Home
Improvements Inc, t/a
Solution Builders**

T & S Home Improvements Inc, t/a Solution Builders (Respondent) did not appear at the IFF or the Board meeting in person by counsel nor by any other qualified representative. The presiding Board representatives **Mr. Sumpter** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Walton** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations The Board found that **T & S Home Improvements Inc.** violated the following sections of its Regulations:.

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260 B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Dyer, Rusher, Kirby, Redifer, Walton, Tomlin, Miller, Smith, Wood and Williams.**

Sumpter was not present and did not vote.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Smith** to impose the following penalties for violation of its Regulations:

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Effective February 1, 2006		
Count 1:		\$2,500.00
Total		\$2,500.00
The board also imposes the following sanctions: Revocation of license 2705110782 for the violation of the regulation.		

The motion passed by unanimous vote. Members voting "yes" were: **Dyer, Rusher, Kirby, Redifer, Walton, Tomlin, Miller, Smith, Wood and Williams.**

Sumpter was not present and did not vote.

In the matter of Disciplinary File Number 2010-02055, William Hicks t/a Willy Hicks Paving (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **William Hicks, (Respondent)** attended the IFF. He did not attend the Board Meeting in person. or by counsel or by any other qualified representative.

File Number

2010-02055

William Hicks t/a Willy Hicks Paving

The presiding Board representative **Mr. Sumpter** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Smith** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations to add Remedial Education to both counts. The Board found that **William H Hicks** violated the following sections of its Regulations:

Effective February 1, 2006	
Count 1:	18 VAC 50-22-260 B 13

The motion passed by unanimous vote. Members voting "yes" were: **Dowdy, Rusher, Cronin, Kirby, Dyer, Redifer, Tomlin, Smith, Wood, Miller, Williams and Walton.**

Sumpter was not present and did not vote. Hart was absent.

After discussion a motion was made by **Mr. Dyer** and seconded by **Mr. Williams** to impose the following sanctions.

Count 1:		\$750.00
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Total		\$750.00
In addition, for violation of Count 1 , the Board imposed successful completion of a Board approved Remedial Education class.		

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Dowdy, Rusher, Kirby, Dyer, Redifer, Tomlin, Smith, Wood, Miller, Williams and Walton.**

Hart was absent. Sumpter was not present and did not vote.

In the matter of Disciplinary File Number 2010-0990, **Porch's Maintenance & Repair LLC (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Justin Porch for **Porch's Maintenance & Repair LLC (Respondent)** did appear at the IFF. **Porch for Porch's Maintenance & Repair LLC** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

File Number

2010-01990

Porch's Maintenance & Repair LLC

The presiding Board representative **Mr. Sumpter** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Smith** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Porch's Maintenance & Repair LLC** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Dyer, Rusher, Redifer, Tomlin, Cronin, Kirby, Dowdy, Smith, Wood, Miller, Williams and Walton.**

Sumpter was not present and did not vote. Hart was absent.

After discussion a motion was made by **Mr. Redifer** and seconded by **Mr. Smith** to impose the following monetary sanctions:

Count 1:		\$750.00
Total		\$750.00

In addition, for violation of **Count 1**, the Board imposes successful completion of a Board-approved remedial education class within 90 days of the effective date of the order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The motion passed by majority vote. Members voting "yes" were: Kirby, Dowdy, Cronin, Dyer, Rusher, Redifer, Hart, Sumpter, Smith, Wood, Miller, Williams and Walton.

Sumpter was not present and did not vote. Hart was absent.

In the matter of Disciplinary File Number 2009-04584, Lindstrom Contracting LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Erik Lindstrom on behalf of Lindstrom Contracting LLC (Respondent) did appear at the IFF. Neither Lindstrom on behalf of Lindstrom Contracting LLC, legal counsel nor any other qualified representative attended the Board meeting. The presiding Board representatives. Dave and Anne Jordan, (Complainants) attended the IFF but not the Board meeting.

File Number
2009-04584
Lindstrom Contracting
LLC

Hart and Sumpter were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by Mrs. Wood and seconded by Mr. Redifer to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that Lindstrom Contracting LLC, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 8	
Count 2:	18 VAC 50-22-260 B 27	

The motion passed by unanimous vote. Members voting "yes" were: Rusher, Cronin, Redifer, Kirby, Dyer, Smith, Dowdy, Wood, Miller, Tomlin, Williams and Walton.

Hart and Sumpter were not present and did not vote.

After discussion a motion was made by Mr. Redifer and seconded by Mr. Walton to impose the following sanctions:

Count 1	\$250.00	
Count 2	\$250.00	
Total		\$500.00

In addition, for violation of Count 1 and 2, the Board requires **Lindstrom Contracting LLC**, to have a member of management successfully complete a Board approved Remedial Education Class within 90 days of the order.

The motion passed by unanimous vote. Members voting "yes" were: **Rusher, Cronin, Kirby, Dowdy, Tomlin, Redifer, Dyer, Smith, Wood, Miller, Williams and Walton.**

Hart and Sumpter were not present and did not vote.

In the matter of Disciplinary File Number 2010-03608, **James Phillip Bradley, t/a Bradley Construction (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Bradley for James Phillip Bradley, t/a Bradley Construction (Respondent)** did participate at the IFF via phone. **Bradley for James Phillip Bradley, t/a Bradley Construction** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

File Number
2010-03608

**James Phillip Bradley,
t/a Bradley Construction**

The presiding Board representatives **Sumpter and Woods** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **James Phillip Bradley** violated the following of its Regulations.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 31	
Count 2:	18 VAC 50-22-260 B 15	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Kirby, Dowdy, Redifer, Dyer, Walton, Rusher, Redifer, Hart, Smith, and Miller.**

Sumpter and Woods were not present and did not vote.

After further discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Miller** to impose the following sanctions:

Count 1:	\$500.00	
Count 2:	\$2,000.00	

Total	\$2,500.00
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The Board voted to require James Phillip Bradley have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days.

The motion passed unanimously. Members voting "yes" were: **Cronin, Kirby, Dowdy, Rusher, Redifer, Dyer, Walton, Smith, Williams, Tomlin, Wood and Miller.**

Hart and Sumpter were not present and did not vote.

In the matter of Disciplinary File Number 2009-03753 James Phillip Bradley, t/a Bradley Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **James Phillip Bradley (Respondent);** did appear at the IFF. He did not attend the Board meeting.

File Number
2009-03753
James Phillip Bradley,
t/a Bradley Construction

The presiding Board representatives **Sumpter and Woods** were not present and did not vote.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **James Phillip Bradley**, violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 31	

The motion passed by unanimous vote. Members voting "yes" were: **Rusher, Kirby, Cronin, Redifer, Dyer, Smith, Dowdy, Miller, Tomlin, Williams and Walton.**

Sumpter and Wood were not present and did not vote. Hart was absent

After discussion a motion was made by **Mr. Dyer** and seconded by **Mr. Miller** to impose the following sanctions:

Count 1	\$350.00	
Total		\$350.00

In addition, for violation of Count 1, the Board voted to require

James Bradley to have a member of responsible management successfully complete a Board approved Remedial Education Class within 90 days of the order.

The motion passed by unanimous vote. Members voting "yes" were: **Rusher, Cronin, Kirby, Dowdy, Redifer, Dyer, Smith, Wood, Miller, Tomlin, Williams and Walton.**

Sumpter and Woods were not present and did not vote. **Hart** was absent.

In the matter of Disciplinary File Number 2009-03569 **Charles G Prat, t/a Maximum Mechanical (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **Charles G Prat, t/a Maximum Mechanical (Respondent)** did appear at the IFF. He did not attend the Board meeting in person or by counsel or by any other qualified person.

File Number
2009-03569
Charles G Prat, t/a
Maximum Mechanical

The presiding Board representatives **Mr. Sumpter and Mr. Cronin** was not present, did not participate in the discussion and did not vote.

Mrs. Perkins shared with the Board that corrections needed to be made. In the summary on page 2, count 2, add regulation as – 18 VAC 50-22-20 B 28.

After discussion **Mr. Dyer** offered a motion seconded by **Mr. Redifer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that **Charles G Prat** violated the following sections of its Regulations:

Effective February 1, 2006

Count 1:	18 VAC 50-22-260 B9
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The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Redifer, Dyer, Kirby, Dowdy, Rusher, Hart, Smith, Wood, Miller, Williams and Walton.**

Cronin and Sumpter were not present and did not vote.

After discussion a motion was made by **Mr. Dyer** and seconded by **Mr. Redifer** to impose the following sanctions:

Count 1: \$500.00

Total	\$500.00
In addition, for violation of Count 1, the Board voted to require Charles G Prat have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. For Count 2, the Board closes this aspect of the file and voted to take no further action.	

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Rusher, Kirby, Dowdy, Redifer, Dyer, Smith, Wood, Miller, Williams and Walton.**

Sumpter and Cronin were not present and did not vote. Hart was absent.

In the matter of Disciplinary File Number 2009-02490, **McBar Industries Inc, t/a McBar Industries, Inc. (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. **McBar Industries Inc, t/a McBar Industries Inc (Respondent)** did appear at the IFF. He did not appear at the Board meeting in person or by counsel or by any other qualified representative.

**File Number
2009-02490
McBar Industries Inc,
t/a McBar Industries
Inc**

The presiding Board representative **Mr. Kirby** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Walton** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations for violations as follows.

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260 B 6	

The motion passed by unanimous vote. Members voting "yes" were: **Cronin, Redifer, Rusher, Sumpter, Smith, Dowdy, Miller, Wood, Dyer, Williams and Walton.**

Kirby was not present and did not vote. **Tomlin** recused herself. **Redifer** chaired this case. **Hart** was absent.

After discussion a motion was offered by **Walton** and seconded by **Smith** to impose the following sanctions:

Count 1	\$1,000.00	
Total		\$1,000.00

The motion passed by unanimous vote. Members voting "yes" were: **Cronin,**

Redifer, Rusher, Sumpter, Smith, Dowdy, Miller, Wood, Dyer, Williams and Walton.

Kirby was not present and did not vote. **Tomlin** recused herself. **Redifer** chaired this case. **Hart** was absent.

In the matter of Disciplinary File Number 2009-03958, Isaac Forrest, t/a Ike's Construction (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2009-03958

Isaac Forrest, t/a Ike's Construction

Isaac Forrest, t/a Ike's Construction (Respondent) did not attend the Informal Fact Finding Conference or the Board meeting. **Ronald Christian (Complainant)** and **William Drudge, III, (Witness)** both attended the IFF but not the board meeting.

The presiding Board representative **Mr. Kirby** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Williams** seconded by, **Mr. Miller** and to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations for violations as follows: The Board found that **Isaac Forrest** violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 27	
Count 2:	18 VAC 50-22-260.B 31	

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Dowdy, Rusher, Redifer, Cronin, Hart, Sumpter, Smith, Wood, Miller, Williams and Walton.

Kirby was not present and did not vote. Mr. Hart was absent.

After discussion, a motion was made by **Mr. Williams** and seconded by **Mr. Dyer** to impose the following sanctions:

Count 1:	\$1,600.00	
Count 2:	\$500.00	
Total		\$2,100.00
In addition, for violation of Count 2, the Board voted to require Isaac		

Forrest' have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. The Board also imposes revocation of license 2705-100192.

The motion passed by majority vote. Members voting "yes" were: **Tomlin, Dyer, Dowdy, Rusher, Redifer, Cronin, Sumpter, Smith, Wood, Miller, Williams and Walton.**

Walton opposed and voted "no".

Kirby was not present and did not vote. Mr. Hart was absent.

In the matter of Disciplinary File Number 2009-03016, A Cut Above Lawn Service (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number

2010-02678

Kidwell Fence LLC

A Cut Above Lawn Service (Respondent) did not attend the Informal Fact Finding Conference. **A Cut Above Lawn Service** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Kirby** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** seconded by, **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **A Cut Above Lawn Service** violated the following sections of its Regulations:

Effective February 1, 2006

Count 1:	18 VAC 50-22-260.B 13
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The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Dowdy, Redifer, Rusher, Cronin, Sumpter, Smith, Wood, Miller, Williams and Walton.**

Mr. Kirby was not present and did not vote. **Hart** was absent.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Miller** to impose the following sanctions:

Count 1:	\$1,500.00	
Total		\$1,500.00
In addition, for violation of Count 1 the Board also imposed revocation of license 2705-090003.		

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Dowdy, Redifer, Sumpter, Smith, Rusher, Cronin, Wood, Miller, Williams and Walton.

Kirby, was not present and did not vote. Hart, was absent.

In the matter of Disciplinary File Number 2009-04309, Tammy Stevens, t/a TNT Sealcoating Asphalt Concrete Repairs (Respondent); the Board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Tammy Stevens on behalf of TNT Sealcoating Asphalt Concrete Repairs (Respondent) did not appear at the IFF. TNT Sealcoating Asphalt Concrete Repairs did not attend the Board meeting in person or by counsel or by any other qualified representative. Theresa Naylor (Complainant) attended the IFF and the Board meeting.

File Number
2010-01511
Tammy Stevens, t/a TNT
Sealcoating Asphalt
Concrete Repairs

The presiding Board representatives Mr. Rusher and Mr. Kirby were not present and did not participate and did not vote.

After discussion a motion was made by Ms. Wood and seconded by Mr. Sumpter to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found substantial evidence that Tammy Stevens violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260.B 14	
Count 3:	18 VAC 50-22-260.B.16	

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Dowdy, Sumpter, Williams, Redifer, Smith, Cronin, Wood, Miller and Walton.

Rusher and Kirby did not participate and did not vote. Hart, was absent.

After discussion, a motion was made by Mrs. Wood and seconded by Mr. Sumpter to impose the following sanctions:

Count 1:	\$500.00	
Count 2:	\$2,500.00	

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Count 3:	\$2,500.00	
Total		\$5,500.00

In addition, for violation of Count 2 and 3, the Board voted to revoke license 2705-129321. As to count 1, the Board voted to require **Tammy Stevens** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Dowdy, Sumpter, Williams, Smith, Cronin, Redifer, Wood, Miller and Walton.**

Kirby and Rusher did not participate and did not vote. Hart was absent.

In the matter of Disciplinary File Number 2009-04563, Northern Virginia Deck Contractors LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number

2009-04563

**Northern Virginia Deck
Contractors LLC**

Thuan Nguyen on behalf of Northern Virginia Deck Contractors LLC (Respondent) did appear at the IFF along with witness **Frank Dove**. Northern Virginia Deck Contractors LLC did not attend the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Kirby** and **Mr. Rusher** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that Northern Virginia Deck Contractors LLC violated the following sections of its Regulation:

Effective February 1, 2006	
Count 2:	18 VAC 50-22-260.B 20

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Dowdy, Cronin, Smith, Sumpter, Wood, Miller, Williams and Walton.**

Rusher and Kirby were not present and did not vote. Hart was absent.

After discussion a motion was made by **Mr. Dyer** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1	A finding of no violation
Count 2	Revocation of license 2705-118350

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Dowdy, Cronin, Smith, Sumpter, Wood, Miller, Williams and Walton.

Rusher and Kirby were not present and did not vote. Hart was absent.

In the matter of Disciplinary File Number 2009-03736, Brothers & Brothers Cleaning Service LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation. Brothers & brothers Cleaning Service LLC (Respondent), did not appear at the Informal Fact Finding Conference in person or by counsel or by any other qualified representative. Neither, Brothers, counsel or any other qualified representative attended the Board meeting.

File Number
2009-03736
Brothers & Brothers
Cleaning Service LLC

The presiding Board representative Mr. Rusher was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Sumpter and seconded by Mrs. Wood to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations. The Board found that Brothers & Brothers Cleaning Service LLC violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260.B 6	
Count 3:	18 VAC 50-22-260.B.27	

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Walton, Dyer, Kirby, Dowdy, Redifer, Sumpter, Smith, Wood, Miller, Williams and Cronin.

Rusher was not present and did not vote. Hart was absent

After discussion, a motion was made by Mr. Sumpter and seconded by Mr. Dyer to impose the following sanctions:

Count 1:	\$400.00	
Count 2:	\$800.00	
Count 3:	\$650.00	
Total		\$1,850.00

As to count 1, 2 and 3, the Board voted to require **Brothers & Brothers Cleaning Service LLC** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 (ninety) days of the effective date of this order. Failure to comply with the terms will result in the automatic imposition of license suspension.

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Redifer, Cronin, Sumpter, Smith, Wood, Miller, Williams and Walton.**

Rusher was not present and did not vote. Hart was absent.

In the matter of Disciplinary File Number 2009-04010, **W R Wilson Construction Corporation (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2009-04010
W R Wilson
Construction
Corporation

W R Wilson Construction Corporation (Respondent) did not attend the Informal Fact Finding Conference. **W R Wilson Construction Corporation** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Rusher** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** seconded by, **Mr. Dyer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **W R Wilson Construction Corporation** violated the following sections of its Regulations:

Effective February 1, 2006

Count 1:	18 VAC 50-22-260.B 28
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The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Redifer, Cronin, Sumpter, Smith, Wood, Miller, Williams and Walton.**

Rusher, the hearing officer was not present. Hart was absent.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to impose the following sanctions:

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Count 1:	\$2,000.00	Revocation
Total		\$2,000.00
In addition, for violation of Count 1, the Board voted to impose revocation of license 2705-106268.		

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Smith, Cronin, Wood, Miller, Williams and Walton.

Rusher did not participate and did not vote. Hart was absent.

In the matter of Disciplinary File Number 2009-04209, Forest Builders Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number

2009-04209

Forest Builders Inc

Forest Builders Inc (Respondent) did not attend the Informal Fact Finding Conference. Forest Builders Inc did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives Mr. Rusher was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Redifer seconded by, Mrs. Wood to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that A Cut Above Lawn Service violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260.B 31	
Count 3:	18 VAC 50-22-260 B 28	
Count 4:	18 VAC 50-22-260.B.28	
Count 5:	18 VAC 50-22-260 B 28	

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Cronin, Sumpter, Smith, Wood, Miller, Williams and Walton.

Rusher did not participate. Hart was absent.

After discussion, a motion was made by **Mr. Redifer** and seconded by **Mr. Dyer** to impose the following sanctions:

Count 1:	\$4000.00	
Count 2:	\$400.00	
Count 3:	\$2,000.00	
Count 4:	\$2,000.00	
Count 5:	\$2,000.00	
Total		\$6,800.00

In addition, for violation of Count 1 and Count 6, the Board voted to require **Forest Builders Inc** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. The Board also imposed revocation of license 2705-083582 for violation of Count 3, 4 and 5.

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Smith, Cronin, Wood, Miller, Williams and Walton.**

Rusher did not participate. Hart was absent.

In the matter of Disciplinary File Number 2010-00095, South River Construction Co Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2010-00095
South River
Construction Co Inc

Gerry Chandler on behalf of South River Construction Co Inc (Respondent) did attend the Informal Fact Finding Conference. **South River Construction Co Inc** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Rusher** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** seconded by, **Mr. Williams** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **South River Construction Co Inc** violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 27	

Count 2:	18 VAC 50-22-260.B 27	
Count 3:	18 VAC 50-22-260 B 31	

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Cronin, Sumpter, Smith, Wood, Miller, Williams and Walton.

Rusher did not participate. Hart was absent.

After discussion, a motion was made by Mr. Sumpter and seconded by Mr. Redifer to impose the following sanctions:

Count 1:	\$1,800.00	
Count 2:	\$1,800.00	
Count 3:	\$800.00	
Total		\$4,400.00
In addition, for violation of Count 1, 2 and Count 4, the Board voted to require South River Construction Co Inc have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. The Board closes Count 3, with a finding of no violation.		

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Smith, Cronin, Wood, Miller, Williams and Walton.

Rusher did not participate. Hart was absent.

In the matter of Disciplinary File Number 2010-00831, Drew Short Construction Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2010-00831
Drew Short
Construction Inc

Drew Short for Drew Short Construction Inc (Respondent) did attend the Informal Fact Finding Conference via telephone. Drew Short Construction Inc did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives Mr. Rusher and Mr. Walton were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Sumpter seconded by, Mr. Dyer to adopt

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the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **Drew Short Construction Inc** violated the following sections of its Regulations:

Effective February 1, 2006

Count 1:	18 VAC 50-22-260.B 2
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The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Cronin, Sumpter, Smith, Wood, Miller and Williams.

Rusher and Walton did not participate. Hart was absent.

After discussion, a motion was made by Mr. Dyer and seconded by Mr. Sumpter to impose the following sanctions:

Count 1:	\$1,000.00
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Total	\$1,000.00
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The Board imposed revocation of license 2705-126957.

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Smith, Rusher, Cronin, Wood, Miller, and Williams.

Rusher and Walton did not participate. Hart was absent.

In the matter of Disciplinary File Number 2010-00488, Mid Atlantic Development and Construction LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2010-00488
Mid Atlantic
Development and
Construction LLC

Roger Adams for Mid Atlantic Development and Construction LLC (Respondent) did attend the Informal Fact Finding Conference. Mid Atlantic Development And Construction LLC did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative Mr. Williams was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Sumpter seconded by, Mr. Dyer to adopt

the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **Mid Atlantic Development And Construction LLC** violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 28	

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Rusher, Cronin, Sumpter, Smith, Wood, Miller, and Walton.

Williams did not participate. Hart was absent.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to impose the following sanctions:

Count 1:	\$1,500.00	
Total		\$1,500.00
The Board also imposed revocation of license 2705-095517.		

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Smith, Rusher, Cronin, Wood, Miller, and Walton.

Williams did not participate. Hart was absent.

In the matter of Disciplinary File Number 2010-00561, For The Six In, t/a Turnkey Homes (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**File Number
2010-00561
For The Six In, t/a
Turnkey Homes**

For The Six In, t/a Turnkey Homes (Respondent) did not attend the Informal Fact Finding Conference. **For The Six In, t/a Turnkey Homes** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Williams** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding

Conference with amended Recommendations. The Board found that **For The Six Inc, t/a Turnkey Homes** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	
Count 2:	18 VAC 50-22-260.B 28	

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Rusher, Cronin, Sumpter, Smith, Wood, Miller, and Walton.

Williams did not participate. Hart was absent.

After discussion, a motion was made by Mr. Dyer and seconded by Mr. Sumpter to impose the following sanctions:

Count 1:	\$1,350.00	
Count 2:	\$1,900.00	
Total		\$3,250.00
The Board also imposed revocation of license 2705-073377 for violation of its Regulations.		

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Smith, Rusher, Cronin, Wood, Miller, and Walton.

Williams did not participate. Hart was absent.

In the matter of Disciplinary File Number 2010-02360, Martin L Jones, t/a Jones Tree & Home Improvement Services (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

Martin L Jones, t/a Jones Tree & Home Improvement Services (Respondent) did not attend the Informal Fact Finding Conference. Martin L Jones, t/a Jones Tree & Home Improvement Services did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative Mr. Williams was not present, did not participate in the discussion and did not vote.

Mrs. Perkins noted: in the summary, the 2nd paragraph and count 2, add regulation as 18 VAC 50-22-260 B 28.

File Number
2010-02360
Martin L Jones, t/a
Jones Tree & Home
Improvement Services

After discussion, a motion was made by **Mr. Sumpter** seconded by, **Mr. Dyer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations noting the information provided by Mrs. Perkins. The Board found that **Martin Jones** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Rusher, Cronin, Sumpter, Smith, Wood, Miller, and Walton.

Williams did not participate. Hart was absent.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Miller** to impose the following sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00
The Board also imposed revocation of license 2705-115998 for violation of its Regulations.		

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Smith, Rusher, Cronin, Wood, Miller, and Walton.

Williams did not participate. Hart was absent.

In the matter of Disciplinary File Number 2009-04054, Mawyer Enterprises Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2009-04054
Mawyer Enterprises Inc

Elizabeth E and Merritt Peregory on behalf of Mawyer Enterprises Inc (Respondent) did attend the Informal Fact Finding Conference. Mawyer Enterprises Inc did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Kinser, Mr. Williams and Ms. Tomlin** were not present, did not participate in the discussion and did not vote.

Mrs. Perkins noted: in the summary, the 5th paragraph starts on January 12, 2010..., and also sent..."delete/remove-"by United Parcel Service.

After discussion, a motion was made by **Mr. Dyer** seconded by **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with Recommendations and amendments noting the information provided by Mrs. Perkins. The Board found that **Mawyer Enterprises Inc** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 28	

The motion passed by unanimous vote. Members voting "yes" were: Dyer, Kirby, Dowdy, Redifer, Rusher, Cronin, Sumpter, Smith, Wood, Miller, and Walton.

Williams, Tomlin and Kinser did not participate. Hart was absent.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to impose the following sanctions:

Count 1:	\$2,000.00	
Total		\$2,000.00
The Board also imposed revocation of license 2705-117475 for violation of its Regulations.		

The motion passed by unanimous vote. Members voting "yes" were: Dyer, Kirby, Dowdy, Redifer, Rusher, Cronin, Sumpter, Smith, Wood, Miller, and Walton.

Williams, Tomlin and Kinser did not participate. Hart was absent.

In the matter of Disciplinary File Number 2010-00036, Jason Wayne Reeley, t/a Reeley Garage Doors And Openers (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2010-00036
Jason Wayne Reeley, t/a
Reeley Garage Doors
And Openers

Jason Wayne Reeley, t/a Reeley Garage Doors And Openers (Respondent) did not attend the Informal Fact Finding Conference. **Jason Wayne Reeley, t/a Reeley Garage Doors And Openers** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Williams** and **Mr. Smith** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** seconded by, **Mrs. Wood** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **Jason Wayne Reeley** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260.B 14	
Count 3:	18 VAC 50-22-260 B 16	
Count 4:	18 VAC 50-22-230.B.	
Count 5:	18 VAC 50-22-260 B 13	

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Rusher, Cronin, Sumpter, Wood, Miller, and Walton.

Williams and Smith did not participate. Hart was absent.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to impose the following sanctions:

Count 1:	\$400.00	
Count 2:	\$1,800.00	
Count 3:	\$1,950.00	
Count 4:	\$850.00	
Count 5:	\$1,350.00	
Total		\$6,350.00

In addition, for violation of Count 1 and Count 4, the Board voted to require **Jason Wayne Reeley** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. The Board also imposed revocation of license 2705-124161 for violation of Count 2, 3 and 5.

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Rusher, Cronin, Wood, Miller, and Walton.

Williams and Smith did not participate. Hart was absent.

In the matter of Disciplinary File Number 2009-04109, Dwayne G Smith, t/a Kitchen & Bath Creation (Respondent); the board reviewed the record, which

File Number
2009-04139

consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

**Dwayne G Smith, t/a
Kitchen & Bath
Creation**

Dwayne G Smith, t/a Kitchen & Bath Creation (Respondent) did not attend the Informal Fact Finding Conference. **Dwayne Smith t/a Kitchen & Bath Creation** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Smith and Mr. Hart** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Redifer** seconded by, **Mr. Dyer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **Dwayne G Smith** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 2:	18 VAC 50-22-260.B 27	September 1, 2001
Count 3:	18 VAC 50-22-260 B 6	
Count 4:	18 VAC 50-22-260.B.14	
Count 5:	18 VAC 50-22-260 B 13	February 1, 2006

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Rusher, Cronin, Sumpter, Wood, Miller, Williams and Walton.

Smith and Hart did not participate.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to impose the following sanctions:

Count 1:	\$400.00	
Count 2:	\$1,400.00	
Count 3:	\$2,000.00	
Count 4:	\$2,000.00	
Count 5:	\$1,500.00	
Total		\$7,300.00
In addition, for violation of Count 1, 2 and Count 3, the Board voted to require Dwayne G Smith have a member of Responsible Management successfully complete a Board-approved remedial		

education class within 90 days of the order. The Board also imposed revocation of license 2705-086392 for violation of Count4, and 5.

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Rusher, Cronin, Wood, Miller, Williams and Walton.

Hart, and Smith, did not participate.

In the matter of Disciplinary File Number 2009-04562, Classic Windows & Doors By Design (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2009-04562
**Classic Windows &
Doors By Design**

Clifford Wise on behalf of Classic Windows & Doors By Design (Respondent) did attend the Informal Fact Finding Conference. Classic Windows & Doors By Design did not appear at the Board meeting in person or by counsel or by any other qualified representative. Wilhelm Jonach (Complainant) attended the IFF and the Board meeting. Wilhelm Jonach addressed the Board.

The presiding Board representatives Mr. Redifer and Mr. Hart were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Sumpter seconded by, Mr. Dyer to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that Classic Windows & Doors by Design violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 9	
Count 3:	18 VAC 50-22-260.B 14	
Count 4:	18 VAC 50-22-260 B 15	
Count 5:	18 VAC 50-22-260.B.11	

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Rusher, Cronin, Sumpter, Smith, Wood, Miller, Williams and Walton.

Hart and Redifer did not participate.

After discussion, a motion was made by Mr. Sumpter and seconded by Mr. Dyer to impose the following sanctions:

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Count 1:	\$300.00	
Count 3:	\$2,500.00	
Count 4:	\$2,000.00	
Count 5:	\$1,000.00	
Total		\$5,800.00

In addition, for violation of Count 1 and Count 6, the Board voted to require **Classic Windows & Doors by Design** have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. The Board also imposed revocation of license 2705-098988 for violation of Count 3 and 4.

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Sumpter, Smith, Rusher, Cronin, Wood, Miller, Williams and Walton.**

Redifer and Hart did not participate.

In the matter of Disciplinary File Number 2010-02126, Perry Residential LLC (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2010-02126
Perry Residential, LLC

Perry Residential LLC (Respondent) did not attend the Informal Fact Finding Conference. **Perry Residential LLC** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Redifer** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** seconded by, **Mr. Dyer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **Perry residential LLC** violated the following sections of its Regulations:

§ 54.1-1110 of the Code of Virginia (Effective September 1, 2001)		
Count 2:	18 VAC 50-22-230.B	

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Rusher, Cronin, Sumpter, Smith, Wood, Miller, Williams and Walton.**

Redifer did not participate. Hart was absent.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to impose the following sanctions:

Count 1:	\$350.00	
Total		\$350.00
In addition, for violation of Count 2, the Board voted to require Perry Residential LLC have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order. The Board also imposed revocation of license 2705-124608 for violation of Count 1.		

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Sumpter, Smith, Rusher, Cronin, Wood, Miller, Williams and Walton.**

Redifer did not participate. Hart was absent.

In the matter of Disciplinary File Number 2010-02804, **A Cut Above Lawn Service (Respondent)**; the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2010-02804
Paulo C Rodriguez, t/a
PCR Construction

Paulo C Rodriguez, t/a PCR Construction (Respondent) did not attend the Informal Fact Finding Conference. **Paulo C Rodriguez, t/a PCR Construction** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Redifer** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Ms. Wood** seconded by, **Mrs. Walton** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **Paulo C Rodriguez, t/a PCR Construction** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 13	

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Rusher, Cronin, Sumpter, Smith, Wood, Miller, Williams and Walton.**

Redifer did not participate. Hart was absent.

After discussion, a motion was made by **Mr. Sumpter** and seconded by **Mr. Dyer** to impose the following sanctions:

Count 1:	\$1,350.00	
Total		\$1,350.00
The Board also imposed revocation of license 2705-105800 for violation of the Regulation.		

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Sumpter, Smith, Rusher, Cronin, Wood, Miller, Williams and Walton.**

Redifer did not participate. Hart was absent.

In the matter of Disciplinary File Number 2010-02097, Earth Friendly Company (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2010-02097
Earth Friendly
Company

Earth Friendly Company (Respondent) did not attend the Informal Fact Finding Conference. **Earth Friendly Company** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Redifer** and **Mrs. Wood** were not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Williams** seconded by, **Mr. Smith** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **Earth Friendly Company** violated the following sections of its Regulations:

Count 1: § 54.1-1110 of the Code of Virginia		
Count 2:	18 VAC 50-22-260.B 13	February 1, 2006

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Rusher, Cronin, Hart, Sumpter, Smith, Miller, Williams and Walton.**

Wood and Redifer did not participate. Hart was absent.

After discussion, a motion was made by **Mr. Smith** and seconded by **Mr. Williams** to impose the following sanctions:

Count 2:	\$1,000.00	
Total		\$1,000.00
The Board also imposed revocation of license 2705-121025 for violation of its Regulation.		

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Sumpter, Smith, Rusher, Cronin, Miller, Williams and Walton.**

Redifer and Wood did not participate. Hart was absent.

In the matter of Disciplinary File Number 2010-01618, Jan Yun Remodeling Inc (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number

2010-01618

Jan Yun Remodeling Inc

Jan Yun Remodeling Inc (Respondent) did not attend the Informal Fact Finding Conference. **Jan Yun Remodeling Inc** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representatives **Mr. Hart and Mrs. Wood** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Dyer** seconded by, **Mr. Sumpter** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **Jan Yun Remodeling Inc** violated the following sections of its Regulations:

Count 1: §54.1-1110 of the Code of Virginia		
Count 2:	18 VAC 50-22-260.B 2	February 1, 2006
Count 3:	18 VAC 50-22-260.B 25	

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Rusher, Cronin, Sumpter, Smith, Miller, Williams and Walton.

Wood and Hart did not participate.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Sumpter** to impose the following sanctions:

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Count 2:	\$650.00	
Count 3:	\$1,500.00	
Total		\$2,150.00
The Board also imposed revocation of license 2705-130083 for violation of its Regulations.		

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Smith, Rusher, Cronin, Miller, Williams and Walton.

Wood and Hart did not participate.

In the matter of Disciplinary File Number 2010-00112, Michael Darrell Hughes (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number

2010-00112

Michael Darrell Hughes

Michael Darrell Hughes (Respondent) did not attend the Informal Fact Finding Conference. Michael Darrell Hughes did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative Mr. Hart was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by Mr. Sumpter seconded by, Mr. Dyer to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that Michael Darrell Hughes violated the following sections of its Regulations:

Effective September 1, 2001		
Count 1:	18 VAC 50-22-260.B 28	
Count 2:	18 VAC 50-22-260.B 28	February 1, 2006

The motion passed by unanimous vote. Members voting "yes" were: Tomlin, Dyer, Kirby, Dowdy, Redifer, Rusher, Cronin, Sumpter, Smith, Wood, Miller, Williams and Walton.

Mr. Hart did not participate.

After discussion, a motion was made by Mr. Sumpter and seconded by Mr. Walton to impose the following sanctions:

Count 1:	\$2,000.00	
Count 2:	\$2,000.00	
Total		\$4,000.00
The Board also imposed revocation of license 2705-129513 for violation of its Regulations.		

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Smith, Rusher, Cronin, Wood, Miller, Williams and Walton.**

Hart did not participate.

In the matter of Disciplinary File Number 2009-04614, Michael Samen (Respondent); the board reviewed the record, which consisted of the application file, transcript, exhibits from the IFF, and the Summary of the Informal Fact-Finding Conference and the recommendation.

File Number
2009-04614
Michael Samen

Michael Samen (Respondent) did not attend the Informal Fact Finding Conference. **Michael Samen** did not appear at the Board meeting in person or by counsel or by any other qualified representative.

The presiding Board representative **Mr. Hart** was not present, did not participate in the discussion and did not vote.

After discussion, a motion was made by **Mr. Sumpter** seconded by, **Mr. Dyer** to adopt the Report of Findings which contains the facts regarding the regulatory and or statutory issues in this matter, and adopt the Summary of the Informal Fact-Finding Conference with amended Recommendations. The Board found that **Michael Samen** violated the following sections of its Regulations:

Effective February 1, 2006		
Count 1:	18 VAC 50-22-260.B 19	

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Redifer, Rusher, Cronin, Sumpter, Smith, Wood, Miller, Williams and Walton.**

Hart did not participate.

After discussion, a motion was made by **Mr. Dyer** and seconded by **Mr. Sumpter** to impose the following sanctions:

Count 1:	\$500.00	
Total		\$500.00
In addition, for violation of Count 1, the Board voted to require Michael Samen have a member of Responsible Management successfully complete a Board-approved remedial education class within 90 days of the order.		

The motion passed by unanimous vote. Members voting "yes" were: **Tomlin, Dyer, Kirby, Dowdy, Redifer, Sumpter, Smith, Rusher, Cronin, Wood, Miller, Williams and Walton.**

Hart did not participate.

In the matter of Consent Order File Number 2010-01783 Board v. Michael Goode, t/a Magic Man Home Improvements; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-01783
Michael Goode, t/a
Magic Man Home
Improvements**

Michael Goode, t/a Magic Man Home Improvements, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$600.00
Count 2:	18 VAC 50-22-260 B 25	\$500.00
Board Costs		\$150.00
Total		\$1250.00
In addition, Michael Goode agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Redifer** seconded by **Mr. Williams** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00934 Board v. Roy A. Murphy, t/a Roy A. Murphy; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-00934
Roy A. Murphy, t/a Roy
A. Murphy**

Roy A. Murphy, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260 B 29	\$600.00
Count 3:	18 VAC 50-22-260 B 29	\$600.00
Count 4:	18 VAC 50-22-260 B 29	\$600.00
Count 5:	18 VAC 50-22-260 B 11	\$350.00
Board Costs		\$150.00
Total		\$2,700.00

In addition, for violation of Counts 1 – 5, **Roy A. Murphy** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Sumpter** seconded by **Mr. Redifer** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01834 Board v. **Carter Owens, t/a Carter Owens Construction**; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01834
Carter Owens, t/a Carter Owens Construction

Carter Owens, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 29	\$700.00
Board Costs		\$150.00
Total		\$850.00

It is noted that a member of Responsible Management for **Carter Owens** was required to complete Remedial Education pursuant to the terms of the Consent Order for file 2008-03511, entered into on April 21, 2009.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy,**

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Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00121 Board v. M S Homes LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-00121

M S Homes LLC

M S Homes LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28 (3 violations at \$0.00 each)	\$0.00
Board Costs		\$150.00
Total		\$150.00
In addition, for violation of Count 1, M S Homes LLC agrees to revocation of its license (Number 2705-118623)		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01502 Board v. Milton A. Williams, JR., t/a M A Williams Drain Cleaning and Plumbing; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-01502

**Milton A. Williams, Jr.,
t/a M A Williams Drain
Cleaning and Plumbing**

Milton A. Williams, Jr., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$600.00
Board Costs		\$150.00
Total		\$750.00
Further, for violation of Count 1, Milton A. Williams, Jr. agrees to		

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have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-04311 Board v. Goshorn, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-04311
Goshorn, Inc.

Goshorn, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28 (6 violations)	\$0.00
Board Costs		\$150.00
Total		\$150.00

In addition, for violation of Count 1, Goshorn, Inc. agrees to an eighteen (18) month probation of its license as of the effective date of this Order. During this eighteen (18) month probation, Goshorn, Inc. agrees to satisfy the six (6) judgments outlined in the Report of Findings and provide the Board with proof of the satisfaction of the judgments.

If Goshorn, Inc. violates any terms of this probation, its license shall be automatically revoked. Goshorn, Inc. understands the right to have this revocation considered in an Informal Fact-Finding Conference and/or formal hearing under Sections 2.2-4019, 2.2-4020, and 2.2-4021 of the Code of Virginia and knowingly and voluntarily waives any rights to these proceedings.

Further, Goshorn, Inc. agrees to have a member of Responsible Management successfully complete remedial education within ninety (90) days of the effective date of this Order.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the

Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, and Williams.**

Ms. Wood, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2009-04606 Board v. Goon Construction, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-04606
Goon Construction, Inc.

Goon Construction, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$650.00
Board Costs		\$150.00
Total		\$800.00
Further, for violation of Count 1, Goon Construction, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00261 Board v. B & J Remodeling & Handyman Services, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00261
**B & J Remodeling &
Handyman Services, Inc.**

B & J Remodeling & Handyman Services, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

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Count 1:	18 VAC 50-22-260 B 6 (2 violations at \$800.00 each)	\$1,600.00
Board Costs		\$150.00
Total		\$1,750.00
Further, for violation of Count 1, B & J Remodeling & Handyman Services, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00142 Board v. Buckeye Builders, LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00142
Buckeye Builders, LLC

Buckeye Builders, LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$650.00
Count 2:	18 VAC 50-22-260 B 31	\$400.00
Board Costs		\$150.00
Total		\$1,200.00
Further, for violation of Counts 1 and 2, Buckeye Builders, LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00952 Board v. Azores Construction, Inc., t/a Azores Construction, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-00952
Azores Construction,
Inc., t/a Azores
Construction, Inc.**

Azores Construction, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 31	\$200.00
Board Costs		\$150.00
Total		\$350.00
Further, for violation of Count 1, Azores Construction agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2009-04411 Board v. K Street Enterprises, Inc., t/a Aquatic Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-04411
K Street Enterprises,
Inc., t/a Aquatic
Construction**

K Street Enterprises, Inc. acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260 B 15	\$1,700.00
Count 3:	18 VAC 50-22-260 B 15	\$1,700.00
Board Costs		\$150.00
Total		\$3,950.00
Further, for violation of Counts 1 - 3, K Street Enterprises, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy,**

Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, and Williams.

Ms. Wood, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2009-03987 Board v. CMH Homes, Inc., t/a Oakwood Homes; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-03987
CMH Homes, Inc., t/a
Oakwood Homes**

CMH Homes, Inc. acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$100.00
Count 2:	18 VAC 50-22-260 B 6	\$1,000.00
Count 3:	18 VAC 50-22-260 B 29 (4 violations at \$1,000.00 each)	\$4,000.00
Count 4:	18 VAC 50-22-260 B 30	\$2,500.00
Count 5:	18 VAC 50-2-260 B 12	\$2,000.00
Board Costs		\$150.00
Total		\$9,750.00

In addition, for violation of Count 4, CMH Homes, Inc. agrees to revocation of its license.

The Board shall waive imposition of the license revocation penalty for Count 4 provided CMH Homes, Inc. obtains documentation from a Virginia licensed professional engineer that he has inspected the plumbing system installed at 323 Back Road, Shenandoah, Virginia 22849, and that it meets all building code requirements. CMH Homes, Inc. shall provide to the Board a copy of the Inspection report within ninety (90) days of the effective date of this Order. If CMH Homes, Inc. falls to comply with these conditions, then the license revocation penalty will be automatically imposed.

Further, for violation of Counts 1 – 5, CMH Homes, Inc. agrees to have a member of Responsible Management Successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy,**

Dyer, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Mr. Kirby, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00924 Board v. Brandy G. Perez, t/a All Wood Flooring/Flooring Installation; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-00924

Brandy G. Perez, t/a All Wood Flooring/Flooring Installation

Brandy G. Perez, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 18	\$0.00
Board Costs		\$150.00
Total		\$150.00
Further, for violation of Count 1, Brandy G. Perez agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00518 Board v. Anthony Erdman, t/a D & T Construction & Service; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-00518

Anthony Erdman, t/a D & T Construction & Service

Anthony Erdman, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$650.00
Count 2:	18 VAC 50-22-260 B 29	\$600.00
Board Costs		\$150.00
Total		\$1,400.00
Further, for violation of Counts 1 and 2, Anthony Erdman agrees		

to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00614 Board v. Alex K. Lambert, t/a Lamberts Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00614
Alex K. Lambert, t/a
Lamberts Construction

Alex K. Lamert, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260 B 27	\$600.00
Count 3:	18 VAC 50-22-260 B 31	\$400.00
Board Costs		\$150.00
Total		\$1,500.00
Further, Alex K. Lambert agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00004 Board v. Gregg A. Gallimore, t/a Gallimore and Son Enterprises; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00004
Gregg A. Gallimore, t/a
Gallimore and Son
Enterprises

Gregg A. Gallimore, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260 B 27	\$650.00
Count 3:	18 VAC 50-22-260 B 16	\$1,700.00
Board Costs		\$150.00
Total		\$2,900.00
Further, Gregg A. Gallimore agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, and Williams.**

Ms. Wood, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00971 Board v. Wood Septic Tank Co., Inc., t/a Wood Septic Tank Co., Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-00971
Wood Septic Tank Co.,
Inc., t/a Wood Septic
Tank Co., Inc.**

Wood Septic Tank Co., Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$800.00
Board Costs		\$150.00
Total		\$950.00
Further, for violation of Count 1, Wood Septic Tank Co., Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2009-03867 Board v. W G I B

File Number

Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**2009-03867
W G I B Construction,
Inc.**

W G I B Construction, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230 A	\$200.00
Count 2:	18 VAC 50-22-260 B 27	\$400.00
Count 3:	18 VAC 50-22-260 B 6	\$600.00
Count 4:	18 VAC 50-22-260 B 31	\$200.00
Board Costs		\$150.00
Total		\$1,550.00
Further, for violation of Counts 1 - 4, W G I B Construction, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Miller, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2009-04200 Board v. Duane A. Morris, t/a Duane A. Morris Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-04200
Duane A. Morris. t/a
Duane A. Morris
Construction**

Duane A. Morris, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$4000.00
Count 2:	18 VAC 50-22-260 B 27	\$700.00
Count 3:	18 VAC 50-22-260 B 6	\$800.00
Count 4:	18 VAC 50-22-260 B 11	\$350.00
Board Costs		\$150.00
Total		\$2,250.00
Further, Duane A. Morris agrees to have a member of Responsible Management successfully complete a Board-approved remedial		

education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2009-03818 Board v. Brothers Mobile Home Services, Inc., t/a Brothers Mobile Home Services, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2009-03818
Brothers Mobile Home
Services, Inc., t/a
Brothers Mobile Home
Services, Inc.**

Brothers Mobile Home Services, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$650.00
Count 2:	18 VAC 50-22-260 B 13	\$2,000.00
Board Costs		\$150.00
Total		\$2,800.00

Further, **Brothers Mobile Home Services, Inc.** agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01337 Board v. James Lewis Napier, t/a Napier Plumbing; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-01337
James Lewis Napier, t/a
Napier Plumbing**

James Lewis Napier, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$650.00
Board Costs		\$150.00
Total		\$800.00
Further, James Lewis Napier agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01429 Board v. Barry J. Dye, t/a B & B Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01429
Barry J. Dye, t/a B & B
Construction

Barry J. Dye, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$0.00
Count 2:	18 VAC 50-22-260 B 27	\$0.00
Count 3:	18 VAC 50-22-260 B 27 (2 violations)	\$0.00
Count 4:	18 VAC 50-22-260 B 28	\$0.00
Board Costs		\$150.00
Total		\$150.00
In addition, for violation of Counts 1 – 4, Barry J. Dye agrees to revocation of his license (Number 2705-084249).		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00216 Board v. All American Asphalt, LLC, t/a All American Asphalt LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the

File Number
2010-00216
All American Asphalt

facts regarding the regulatory and/or statutory issues in this matter.

**LLC, t/a All American
Asphalt LLC**

All American Asphalt LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$600.00
Board Costs		\$150.00
Total		\$750.00
On December 15, 2009, All American Asphalt LLC provided a contract template that is in compliance with the Board's regulations. Therefore, the Board waives imposition of the \$600.00 monetary penalty for violation of Count 1.		
Further, for violation of Count 1, All American Asphalt LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01549 Board v. Annwill Bros Painting & Powerwashing, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-01549
Annwill Bros Painting
& Powerwashing, Inc.**

Annwill Bros Painting & Powerwashing, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 2	\$0.00
Board Costs		\$150.00
Total		\$150.00
In addition, for violation of Count 1, Annwill Bros Painting & Powerwashing, Inc. agrees to revocation of its license (Number 2705-126282).		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the

Consent Order with an unanimous vote: Members voting "Yes" were: Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Walton, Williams, and Wood.

Ms. Tomlin, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01458 Board v. David Joseph Gill, t/a Exceptional Home Repair and Remodeling Services; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01458
David Joseph Gill, t/a
Exceptional Home
Repair and Remodeling
Services

David Joseph Gill, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Board Costs		\$150.00
Total		\$500.00
Further, for violation of Count 1, David Joseph Gill agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by Mr. Williams seconded by Mr. Cronin the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Mr. Hart was absent.

In the matter of Consent Order File Number 2009-04314 Board v. Basnight Land & Lawn, Inc., t/a Basnight Land & Lawn, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-04314
Basnight Land & Lawn,
Inc., t/a Basnight Land
& Lawn, Inc.

Basnight Land & Lawn, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 29	\$300.00
Board Costs		\$150.00
Total		\$450.00
Further, for violation of Count 1, Basnight Land & Lawn, Inc.		

agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00144 Board v. Tibbs Paving, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00144
Tibbs Paving, Inc.

Tibbs Paving, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260 B 9	\$400.00
Count 3:	18 VAC 50-22-260 B 31	\$400.00
Board Costs		\$150.00
Total		\$1,300.00

In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 2 provided Tibbs Paving, Inc. provides a copy of its current contract within thirty (30) days of the effective dated of this Order. The contact must be in compliance with Board regulation 18 VAC 50-22-260 B 9. If Tibbs Paving, Inc. fails to comply with this condition, then the full monetary penalty will be automatically imposed.

Further, Tibbs Paving Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00245 Board v. Housecalls The Home Improvement Company; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-00245
Housecalls The Home
Improvement Company**

Housecalls The Home Improvement Company, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260 B 27	\$650.00
Count 3:	18 VAC 50-22-260 B 15	\$1,700.00
Count 4:	18 VAC 50-22-260 B 16	\$1,950.00
Board Costs		\$150.00
Total		\$4,850.00

In addition, for violation of Counts 3 and 4, Housecalls The Home Improvement Company agrees to revocation of its license.

The Board shall waive imposition of the monetary penalties for Counts 1 – 4 and the license revocation penalty for Counts 3 and 4 provided Housecalls The Home Improvement Company reimburses \$2,200.00 to Nina Arnett and provides the Board with proof of the payment within ninety (90) days of the effective date of this Order. If Housecalls The Home Improvement Company fails to comply with these conditions, then the full monetary penalty and license revocation will be automatically imposed.

Further, for violation of Counts 1 and 2, Housecalls The Home Improvement Company agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Rusher, the hearing officer, was not present and did not participant.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-02005 Board v. Gilbert Contracting, Inc., t/a Gilbert Contracting, Inc.; the Board reviewed the Consent

**File Number
2010-02005**

Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**Gilbert Contracting Inc.,
t/a Gilbert Contracting,
Inc.**

Gilbert Contracting, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 22	\$0.00
Board Costs		\$150.00
Total		\$150.00
Further, Gilbert Contracting, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Redifer, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00394 Board v. **Michael Bernard Moye, t/a CRA-Custom Remodeling Addition Co;** the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-00394
Michael Bernard Moye,
t/a CRA-Custom
Remodeling Addition
Co.**

Michael Bernard Moye, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$500.00
Count 2:	18 VAC 50-22-260 B 27 (2 violations at \$450.00 each)	\$900.00
Count 3:	18 VAC 50-22-260 B 31	\$200.00
Board Costs		\$150.00
Total		\$1,750.00
Further, Michael Bernard Moye agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the

Consent Order with an unanimous vote: Members voting "Yes" were: Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Sumpter, Tomlin, Walton, Williams, and Wood.

Mr. Smith, the hearing officer, was not present and did not participant.

Mr. Hart was absent.

In the matter of Consent Order File Number 2009-03728 Board v. R & J and Sons Home Improvements LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2009-03728

R & J and Sons Home
Improvements LLC

R & J and Sons Home Improvements LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-20-230 A	\$350.00
Count 2:	18 VAC 50-20-260 B 9	\$0.00
Count 3:	18 VAC 50-20-260 B 27	\$300.00
Count 4:	18 VAC 50-20-260 B 15 (2 violations at \$425.00 each(\$850.00
Count 5:	18 VAC 50-20-260 B 6	\$800.00
Count 6:	18 VAC 50-20-260 B 12	\$850.00
Board Costs		\$150.00
Total		\$3,300.00
Further, for violation of Counts 1 -6, R & J and Sons Home Improvements LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by Mr. Williams seconded by Mr. Cronin the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: Cronin, Dowdy, Dyer, Kirby, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Mr. Miller, the hearing officer, was not present and did not participant.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00020 Board v. Pool Masters Inc., t/a Creative Concepts; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-00020

Pool Masters Inc., t/a
Creative Concepts

Pool Masters Inc, t/a Creative Concepts, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260 B 9	\$600.00
Count 3:	18 VAC 50-22-260 B 31	\$600.00
Board Costs		\$150.00
Total		\$1,700.00
Further, for violation of Counts 1 – 3, Pool Masters Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00099 Board v. Phoenix Housing Group, Inc., t/a Southern Showcase Housing; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00099
Phoenix Housing Group,
Inc., t/a Southern
Showcase Housing

Phoenix Housing group, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Board Costs		\$150.00
Total		\$550.00
In addition, the Board shall waive imposition of the \$400.00 monetary penalty for Count 1, if Phoenix Housing Group provides a copy of its current contract within ninety (90) days of the effective date of this Order. The contract must be in compliance with Board regulation 18 VAC 50-22-260 B 9.		
Further, Phoenix Housing Group, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the

Consent Order with an unanimous vote: Members voting "Yes" were: Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00236 Board v. Sau Minh Chung; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00236
Sau Minh Chung

Sau Minh Chung, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-30-190 8	\$750.00
Board Costs		\$150.00
Total		\$900.00
Further, Sau Minh Chung agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by Mr. Williams seconded by Mr. Cronin the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00521 Board v. Compass Construction Management and Services LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00521
Compass Construction
Management and
Services LLC

Compass Construction Management and Services LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$350.00
Count 2:	18 VAC 50-22-260 B 6	\$750.00
Count 3:	18 VAC 50-22-260 B 31	\$350.00
Count 4:	18 VAC 50-22-260 B 15	\$1,500.00
Count 5:	18 VAC 50-22-260 B 28	\$1,500.00
Board Costs		\$150.00

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Total	\$4,600.00
Further, for violation of Counts 1 – 5, the Board shall waive imposition of the \$4,450.00 in monetary penalties, and in exchange, Compass Construction agrees to revocation of its license (Number 2705-127337).	
Further, for violation of Counts 1 and 3, Compass Construction. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.	

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Cronin, Dowdy, Dyer, Kirby, Miller, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Redifer, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00744 Board v. E L Sawyer Heating & Air Conditioning Co; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-00744

E L Sawyer Heating & Air Conditioning Co

E L Sawyer Heating & Air Conditioning Co, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board’s Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$0.00
Board Costs		\$150.00
Total		\$150.00
It is noted that no monetary penalty was imposed for Count 1 due to the fact that the building official attempted to perform the final inspection at the subject property on January 14, 2010, and was denied access by the homeowners.		
Further, for violation of Count 1, E L Sawyer Heating & Air Conditioning Co agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting “Yes” were: **Cronin, Dowdy,**

Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00964 Board v. A 2 Z building & remodeling, Inc., t/a A 2 Z Building & Remodeling, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-00964
A 2 Z Building &
Remodeling, Inc., t/a A 2
Z Building &
Remodeling, Inc.**

A 2 Z Building & Remodeling, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260 B 29 (3 violations at \$300.00 each)	\$900.00
Board Costs		\$150.00
Total		\$1,400.00
Further, A 2 Z Building & Remodeling Inc.. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00345 Board v. Isaac Forrest; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-00345
Isaac Forrest**

Isaac Forrest, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230 A	\$700.00
Count 2:	18 VAC 50-22-260 B 9	\$400.00
Count 3:	18 VAC 50-22-260 B 13	\$1,350.00
Board Costs		\$150.00
Total		\$2,600.00

Further, Isaac Forrest agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, and Williams.**

Ms Wood, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01088 Board v. Isaac Forrest; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01088
Isaac Forrest

Isaac Forrest, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260 B 6	\$2,500.00
Count 3:	18 VAC 50-22-260 B 5	\$2,500.00
Count 4:	18 VAC 50-22-260 B 16	\$2,500.00
Board Costs		\$150.00
Total		\$8,050.00

The Board shall waive imposition of each of the \$2,500.00 monetary penalties for Counts 2, 3, and 4 provided Isaac Forrest reimburses \$11,500.00 to Michael Watkins and provides the Board with proof of the payment within thirty (30) days of the effective date of this Order. If Isaac Forrest fails to comply with these conditions, then the full monetary penalties will be automatically imposed.

Further, Isaac Forrest agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

In addition, Isaac Forrest agrees to provide a copy of his current contract within ninety (90) days of the effective date of this Order. The contract must be in compliance with Board regulation 18 VAC 50-22-260 B 9.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, and Williams.**

Ms Wood, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01830 Board v. Transnational Corp; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01830
Transnational Corp

Transnational Corp, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$500.00
Count 2:	18 VAC 50-22-260 B 31	\$400.00
Board Costs		\$150.00
Total		\$1,050.00
Further, Transnational Corp agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01898 Board v. DDCC, Inc., t/a Defoggi Development and Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01898
DDCC, Inc., t/a Defoggi
Development and
Construction

DDCC, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28	\$0.00
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Board Costs		\$150.00
Total		\$150.00
In addition, for violation of Count 1, DDCC Inc. agrees to revocation of its license.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-02102 Board v. GGI Home Improvement Company LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-02102
GHI Home
Improvement Company
LLC

GHI Home Improvement Company LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	§ 54.1-1110 of the Code of Virginia	\$0.00
Board Costs		\$150.00
Total		\$150.00
In addition, for violation of Count 1, GHI Home Improvement Company LLC agrees to revocation of its license.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-02450 Board v. **James F. Clasby, t/a Clasby's Construction Company**; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-02450
James F. Clasby, t/a
Clasby's Construction
Company

James F. Clasby, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

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Count 1:	18 VAC 50-22-260 B 6	\$600.00
Board Costs		\$150.00
Total		\$750.00
Further, for violation of Count 1, James F. Clasby agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01161 Board v. Patrick Martin Goman, t/a Goman Paving the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-01161

**Patrick Martin Goman,
t/a Goman Paving**

Patrick Martin Goman, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$200.00
Board Costs		\$150.00
Total		\$350.00
Further, for violation of Count 1, Patrick Martin Goman agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01040 Board v. Richard J. Fisher, t/a R J Fisher Construction Co.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-01040

**Richard J. Fisher, t/a R
J Fisher Construction
Co**

Richard J. Fisher, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$150.00
Count 2:	18 VAC 50-22-260 B 27	\$350.00
Count 3:	18 VAC 50-22-260 B 6 (2 violations at \$300.00 each)	\$600.00
Count 4:	18 VAC 50-22-260 B 29	\$350.00
Count 5:	18 VAC 50-22-260 B 31	\$150.00
Board Costs		\$150.00
Total		\$1,750.00

Further, Richard J. Fisher agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01517 Board v. TAG Construction, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01517
TAG Construction, Inc.

TAG Construction, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 19	\$650.00
Board Costs		\$150.00
Total		\$800.00

Further, for violation of Count 1, TAG Construction, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-02103 Board v. Linda C. Ouellette, t/a Polo Enterprises; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-02103
Linda C. Ouellette, t/a
Polo Enterprises**

Linda C. Ouellette, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	§ 54.1-1110 of the Code of Virginia	\$0.00
Count 2:	18 VAC 50-22-260.B 13	\$0.00
Board Costs		\$150.00
Total		\$0.00
In addition, for violation of Count 1, Linda C Ouellette agrees to revocation of her license (Number 2705-119853).		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-02090 Board v. William T. Brown, II; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-02090
William T. Brown, II**

William T. Brown, II, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	§ 54.1-1110 of the Code of Virginia	\$0.00
Board Costs		\$150.00
Total		\$150.00

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Williams, and**

Wood.

Mr. Walton, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00818 Board v. Peninsula Precision Contractors, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-00818
Peninsula Precision
Contractors, Inc.**

Peninsula Precision Contractors, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 2	\$0.00
Count 2:	18 VAC 50-22-260 B 2	\$0.00
Count 3:	§ 54.1-1110 of the Code of Virginia	\$0.00
Count 4:	18 VAC 50-22-260 B 20	\$0.00
Total		\$0.00
In addition, for violation of Counts 1 – 4, Peninsula Precision Contractors, Inc. agrees to revocation of its license (Number 2705-083203).		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, and Williams.**

Ms. Wood, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01453 Board v. Northern Light Heating & Air Conditioning, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-01453
Northern Light Heating
& Air Conditioning, Inc.**

Northern Light Heating & Air Condition, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
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Board Costs		\$150.00
Total		\$500.00
Further, Northern Light heating & Air Conditioning, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00443 Board v. Porch's Maintenance & Repair, LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-00443
Porch's Maintenance &
Repair, LLC**

Porch's Maintenance & Repair, LLC acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 27	\$0.00
Count 2:	18 VAC 50-22-260 B 6 (2 violations at \$0.00 each)	\$0.00
Count 3:	18 VAC 50-22-260 B 31	\$0.00
Board Costs		\$150.00
Total		\$150.00
In addition, for violation of Counts 1 – 3, Porch's Maintenance & Repair LLC agrees to revocation of its license (Number 2705-118273).		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01173 Board v. Douglas A. McGhee, t/a McGhee Plumbing Heating and Electrical; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

**File Number
2010-01173
Douglas A. McGhee, t/a
McGhee Plumbing**

Heating and Electrical

Douglas A. McGhee, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$150.00
Board Costs		\$150.00
Total		\$300.00
Further, for violation of Count 1, Douglas A. McGhee agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01038 Board v. **Landmark Elevator, Inc.**; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01038
Landmark Elevator, Inc.

Landmark Elevator, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$1,000.00
Board Costs		\$150.00
Total		\$1,150.00
Further, for violation of Count 1, Landmark Elevator, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01147 Board v. **Michael A.**

File Number

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Shinpock, t/a Busy Bodies Services; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

2010-01147

**Michael A. Shinpock, t/a
Busy Bodies Services**

Michael A. Shinpock, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$200.00
Count 2:	18 VAC 50-22-260 B 27	\$300.00
Board Costs		\$150.00
Total		\$650.00
Further, Michael A. Shinpock agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01937 Board v. Parrish Construction Services, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number

2010-01937

**Parrish Construction
Services, Inc.**

Parrish Construction Services, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 28	\$2,500.00
Board Costs		\$150.00
Total		\$2,650.00

In addition, for violation of Count 1, Parrish Construction Services, Inc. agrees to revocation of its license (Number 2705-084757).

The Board shall waive the \$2,500.00 monetary penalty and license revocation for Count 1 provided Parrish Construction Services, Inc. satisfies the judgment and provides the Board with proof of the satisfaction within ninety (90) days of the effective date of this Order. If Parrish Construction Services, Inc. fails to comply with these conditions, then the full monetary penalty and license

revocation will be automatically imposed.

Further, for violation of Count 1, Parrish Construction Services, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2009-03798 Board v. Advantage Construction of Central Virginia, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2009-03798

**Advantage Construction
of Central Virginia, Inc.**

Advantage Construction of Central Virginia, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-230 A	\$400.00
Count 2:	18 VAC 50-22-260 B 31	\$350.00
Board Costs		\$150.00
Total		\$900.00

Further, for violation of Counts 1 and 2, Advantage Construction of Central Virginia, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00471 Board v. Pruitt Contracting Group, LLC, t/a Pruitt Contracting Group, LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00471

**Pruitt Contracting
group, LLC, t/a Pruitt
Contracting Group,**

Pruitt Contracting Group, LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board: **LLC**

Count 1:	18 VAC 50-22-260 B 29	\$300.00
Board Costs		\$150.00
Total		\$450.00

Further, for violation of Count 1, Pruitt Contracting Group, LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01818 Board v. Driveways By Us, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01818
Driveways By Us, Inc.

Driveways By Us, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Board Costs		\$150.00
Total		\$500.00

Further, for violation of Count 1, Driveways By Us, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-02006 Board v. Buck's

File Number

Concrete Services, LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

2010-02006
Buck's Concrete
Services, LLC

Buck's Concrete Service, LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Board Costs		\$150.00
Total		\$500.00
Further, Buck's Concrete Services, LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01591 Board v. **Christine A. Hovey, t/a RJC Custom Construction**; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01591
Christine A. Hovey, t/a
RJC Custom
Construction

Christie A. Hovey, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Board Costs		\$150.00
Total		\$500.00
Further, for violation of Count 1, Christine A. Hovey, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01092 Board v. The Q Companies, LLC; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01092
The Q Companies, LLC

The Q Companies, LLC, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Board Costs		\$150.00
Total		\$500.00
Further, for violation of Count 1, The Q Companies, LLC agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01344 Board v. Kody Custom Builders, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01344
Kody Custom Builders, Inc.

Kody Custom Builders, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$350.00
Count 2:	18 VAC 50-22-260 B 31	\$400.00
Board Costs		\$150.00
Total		\$900.00
Further, Kody Custom Builders, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the

Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-02074 Board v. Michael & Son Services, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-02074
Michael & Son Services, Inc.

Michael & Son Services, Inc., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 6	\$800.00
Board Costs		\$150.00
Total		\$950.00
Further, for violation of Count 1, Michael & Son Services. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-00923 Board v. Kirk P. Humphries, t/a K P Humphries Builder; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-00923
Kirk P. Humphries, t/a
K P Humphries Builder

Kirk P. Humphries , acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$200.00
Count 2:	18 VAC 50-22-260 B 27 (2 violations at \$300.00 each)	\$600.00
Board Costs		\$150.00
Total		\$950.00
Further, Kirk P. Humphries agrees to have a member of		

Responsible Management successfully complete a Board-approved remedial education class.

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01075 Board v. Craig Harris, Jr., t/a Harris Contracting; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01078

Craig Harris, Jr., t/a
Harris Contracting

Craig Harris, Jr., acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 9	\$400.00
Count 2:	18 VAC 50-22-260 B 27	\$600.00
Count 3:	18 VAC 50-22-260 B 29	\$600.00
Count 4:	18 VAC 50-22-260 B 29	\$800.00
Count 5:	18 VAC 50-220260 B 31	\$400.00
Board Costs		\$150.00
Total		\$2,950.00
Further, Craig Harris, Jr. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01148 Board v. The Collier Companies, Inc.; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01148

The Collier Companies,
Inc.

The Collier Companies, Inc. acknowledges an understanding of the charges and

hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 2	\$0.00
Count 2:	18 VAC 50-22-260 B 27	\$1,000.00
Count 3:	18 VAC 50-22-260 B 17	\$0.00
Board Costs		\$150.00
Total		\$1,150.00
Further, The Collier Companies, Inc. agrees to have a member of Responsible Management successfully complete a Board-approved remedial education class.		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Rusher, the hearing officer, was not present and did not participate.

Mr. Hart was absent.

In the matter of Consent Order File Number 2010-01861 Board v. Wade F. Wampler, t/a Wampler Construction; the Board reviewed the Consent Order. Incorporated in the Consent Order is the Report of Findings, which contains the facts regarding the regulatory and/or statutory issues in this matter.

File Number
2010-01861
Wade F. Wampler, t/a
Wampler Construction

Wade F. Wampler, acknowledges an understanding of the charges and hereby admits to the violation(s) of the Board's Regulations and consents to the following term(s) by the Board:

Count 1:	18 VAC 50-22-260 B 8	\$0.00
Count 2:	18 VAC 50-22-260 B 27	\$0.00
Board Costs		\$150.00
Total		\$150.00
In addition, for violation of Counts 1 and 2, Wade F. Wampler agrees to revocation of his license (Number 2705-100368).		

Upon a motion by **Mr. Williams** seconded by **Mr. Cronin** the Board ratified the Consent Order with an unanimous vote: Members voting "Yes" were: **Cronin, Dowdy, Dyer, Kirby, Miller, Redifer, Rusher, Smith, Sumpter, Tomlin, Walton, Williams, and Wood.**

Mr. Hart was absent.

The Board took a lunch break at 1:00 pm and reconvened at 1:15 pm.

**Lunch Break and
Reconvene**

Adrienne Mayo briefed the Board on the Committee Report.

Education Report

The following is a summary and report of the meeting of the Committee of the Board for Contractors held on April 19, 2010. The items requiring Board action are marked with an asterisk (*).

Education Provider Applications*

Applications for proposed education providers and courses were reviewed and the Committee recommendations are as follows:

Massanutten Technical Center	Vocational (Classroom)	Backflow	Approval (2 classes)
Contractors Institute	Continuing & Vocational (Classroom & Online)	Gas Fitter Electrical HVAC Plumbing	Approval (8 classes)
Contractor Review	Continuing (Classroom)	Electrical	Approval (1 class)
American Inspection Agency, Inc.	Continuing (Classroom)	Electrical	Approval (1 class) **** retroactive approval though Feb. 6, 2010.
Trumbo Electric, Inc.	Continuing (Classroom)	Electrical	Approval (1 class)
@ An Apex Education	Contractor Pre-License & Remedial (Online) & Continuing	Basic Electrical	Approval (3 classes)
Liberty University	Continuing (Classroom)	Electrical	Denial
Bobo Technologies	Continuing (Classroom)	Electrical	Approval – 1 class (retroactive 4/17/2010)

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Premier Electrical	Continuing (Classroom)	Plumbing	Approval (1 class)
Lockheed Martin Corp	Continuing (Classroom)	Electrical	Approval (1 class)
Central VA Contractors Education	Contractors Pre-License Education (Classroom)	Basic	Approval (1 class)
National Technology Transfer, Inc.	Continuing & Vocational (Classroom)	Electrical	Denial (continuing) (1 class) & Approval (vocational) (1 class)
ASAP Compressors	Continuing Education (Classroom)	HVAC	Denial (2 classes)
Harford Co. Electrical Contractors Assoc. & Apprenticeship	Continuing Education (Classroom)	Electrical	Approval (1 class)
ACR Construction Education LLC	Continuing Education & Remedial (classroom)	Electrical and Contractor	Approval (2 classes)
All Star Professional Training	Continuing Education (Online)	HVAC	Approval (1 class)
Construction Workforce Training Center	Continuing Education & Vocational (Classroom)	Electrical	Approval (2 classes)
JATC – local 540	Continuing Education (Classroom)	Plumbing, HVAC, Gas	Approval (3 classes)
South Atlantic Well Driller Jubilee	Continuing Education (Classroom)	Certified Water Well Systems	Approval (1 class)

Mrs. Wood offered a motion that was seconded by Mr. Dowdy to adopt the recommendation of the Committee with regards to the approval of education providers. The motion passed unanimously. Members voting yes were: **Cronin, Dowdy, Dyer, Miller, Kirby, Rusher, Redifer, Smith, Sumpter, Tomlin, Walton, Williams and Wood**

New Business:

Experience Requirement – Backflow Prevention Device Workers

Representatives of the Virginia Irrigation Association addressed the Committee and expressed interest in forwarding recommendations to the Committee for future review and consideration concerning landscape irrigation and the experience requirement for Backflow Prevention Device Worker certification. The Committee thanked them and request forwarding recommendations to board staff.

Criminal History - Affidavit*

The Committee discussed submission of an affidavit by contractor and tradesman applicants whose criminal history has been previously reviewed and approved by the Board. The Committee recommends the Board accept up to five years from the Board's review an affidavit that certifies having no subsequent convictions. The Committee further recommends contractor applicants continue to submit a certified copy of their criminal conviction record with each application

Water Wells and Submersible Pump Installation

Representatives of the Virginia Water Well Association addressed the Committee concerning the installation of submersible pumps in water wells. The Committee affirmed that the regulations identify those contractors and/tradesman who may perform these installations. No action was taken by the Committee.

Individual License/Certification – Substantial Equivalency

Board staff shared with the Committee receiving an increase of individual applications from other states of which the Board has no examination or reciprocity agreement. The Committee affirmed the Board will continue to make determination of substantial equivalency for such applications and no action was taken.

SDS Contractors*

Program updates concerning individual certification and licensing requirements for onsite sewage systems was presented to the Committee. The Committee recommends the Board effective December 31, 2010 require all Qualified Individuals of Sewage Disposal System Contractors hold the individual license issued by the Board for Waterworks and Wastewater Works Operators and Onsite Sewage System Professionals.

Elections

A nomination for Committee chairman was presented. The Committee voted William Rusher as the Committee chairman.

A. Information Update:

Eric Olson briefed the Board bringing them up to date regarding the Regulatory package.

Other Board Business

He shared the Board's new Fee Schedule went into effect on April 1st, 2010.

He shared that the Certified Accessibility Mechanics and temporary licenses are all slated to begin on July 1, 2010. He also shared that staff is trying to fast track the regulations. Upon a motion from **Mr. Redifer** seconded by **Mrs. Wood** the voted unanimously to submit a NOIRA and commence the regulatory process for the upcoming Certified Accessibility Mechanics and LULA endorsement. Members voting yes were: **Cronin, Dowdy, Dyer, Miller, Kirby, Rusher, Redifer, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Hart was absent.

B. Finance Report:

The Board was presented a fiscal report by **Jeff Waite** of DPOR's Finance Division, the Board voted to continue the \$50.00 Recovery Fund assessment through the upcoming biennium. The motion to receive the report and to continue the \$50.00 Recovery Fund assessment through the upcoming biennium was motioned **Mrs. Wood** and seconded by **Mr. Smith**. Members voting yes were: **Cronin, Dowdy, Dyer, Miller, Kirby, Rusher, Redifer, Smith, Sumpter, Tomlin, Walton, Williams and Wood**

C. PSI:

Mr. Mark Courtney gave the Board an update on reported PSI Exams activity. He shared that board staff had been informed of a situation involving an employee of PSI that may involve the disclosure of certain protected exam information items. Staff is investigating and will keep the Board informed.

D. Election of Officers:

Jay DeBoer chaired the meeting for the Election of Officers. **Mr. Sumpter** offered a motion seconded by **Ms. Tomlin** to nominate **Mrs. Dorothy Wood** to the office of Chair person. The motion passed by unanimous vote. Members voting yes were: **Cronin, Dowdy, Dyer, Miller, Kirby, Rusher, Redifer, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

Mr. Sumpter offered a motion to nominate **Mr. Troy Smith** as Vice Chair of the Board For Contractors. The motion passed unanimously. Members voting "yes" were: **Cronin, Dowdy, Dyer, Miller, Kirby, Rusher, Redifer, Smith, Sumpter, Tomlin, Walton, Williams and Wood.**

E. Sewage Disposal System:

The Board voted to require the Qualified Individual of contractors applying for the

Sewage Disposal System (SDS) specialty to also hold the On-Site Sewage license issued by the WWOSSP Board. **Mr. Redifer** offered a motion seconded by **Mr. Smith** to require the QI applying for the Sewage Disposal System specialty to also hold the On Site Sewage license issued by the WWOSSP. The motion passed unanimously. Members voting yes were: **Cronin, Dowdy, Dyer, Miller, Kirby, Rusher, Redifer, Smith, Sumpter, Tomlin, Walton, Williams and Wood**

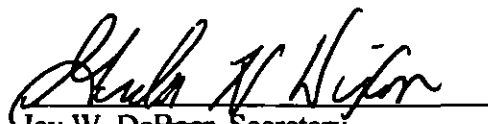
Mrs. Wood offered a motion seconded by **Mr. Sumpter** to require contractor applicants submitting upgrade applications to provide an updated CCRE regardless of when the original application was submitted and that Tradesman submitting upgrade or addition applications may provide an affidavit indicating no subsequent criminal history provided that the original application was submitted less than five years before the upgrade/addition application.. The motion passed unanimously. Members voting yes were: **Cronin, Dowdy, Dyer, Miller, Kirby, Rusher, Redifer, Smith, Sumpter, Tomlin, Walton, Williams and Wood**

The next Board meeting will be July 13th, 2010.

New Business

Their being no further business to come before the board, the meeting was adjourned at **2:45 p.m.** upon a motion by **Mrs. Wood** and seconded by **Mrs. Tomlin**. The motion passed by unanimous vote. Members voting "Yes" were: **Sumpter, Dyer, Rusher, Tomlin, Miller, Dowdy, Kirby, Williams, Cronin, Redifer, Smith, Wood and Walton.**

Adjournment


Robert Kirby, Chairman
Jay W. DeBoer, Secretary
Gordon Dixon

Copy teste:

Custodian of the Record

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Bruce Williams
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☐ I **do not** have a personal interest in any transactions taken at this meeting.



Signature

April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Jack Miller
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

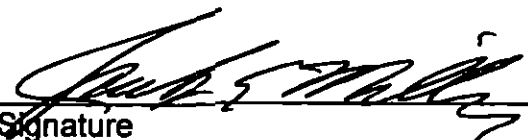
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.


Signature

April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Michael Redifer
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

VBCLDA UPMLA ILC IAEI NFPA

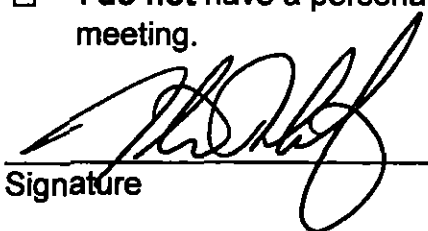
☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☐ I do not have a personal interest in any transactions taken at this meeting.

Signature



April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Dorothy Wood
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

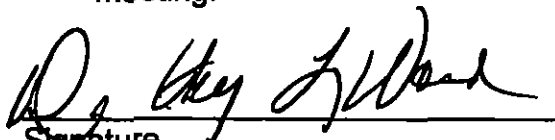
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☐ I **do not** have a personal interest in any transactions taken at this meeting.


Signature

April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Wyatt H. Walton, III
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

NONE
(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____


I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.



Signature

April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Deborah Lynn Tomlin
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

2009-02490 MLBAR #50
(Agenda Item)

Nature of Personal Interest Affected by Transaction: PROVIDED
CABINETRY FOR THIS JOB

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

mgr. Leica K&B B&B

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☒ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting. #50 (other than)

Deb Tomlin
Signature

April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Bailey Dowdy
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____


I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.


Signature

April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Troy Smith, Jr.
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

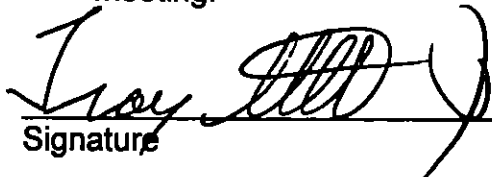
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.



Signature

April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Mark Cronin
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

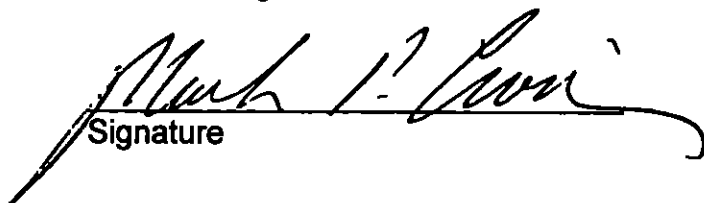
I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☐ I do not have a personal interest in any transactions taken at this meeting.


Signature

April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: William "Bill" Rusher
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☒ I do not have a personal interest in any transactions taken at this meeting.


Signature

April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Herbert "Jack" Dyer, Jr.
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

☐ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☐ I do not have a personal interest in any transactions taken at this meeting.

Herbert "Jack" Dyer, Jr.
Signature

April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Robert Kirby
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

None

(Agenda Item)

Nature of Personal Interest Affected by Transaction: N/A

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

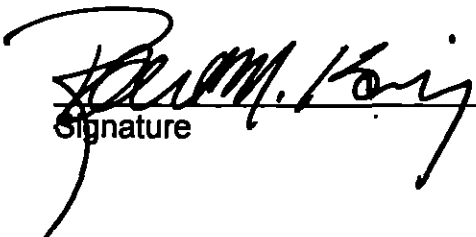
ALCOA, PMPVIA, Philcores & Computers Etc., DE Kirby, INC.

☒ I am able to participate in this transaction fairly, objectively, and in the public interest.

or

☐ I did not participate in the transaction.

6. ☐ I do not have a personal interest in any transactions taken at this meeting.


Signature

April 20, 2010
Date

**STATE AND LOCAL GOVERNMENT
CONFLICT OF INTERESTS ACT**

**TRANSACTIONAL DISCLOSURE STATEMENT
for Officers and Employees of State Government**

1. Name: Homer Sumpter
(Name of Board Member)
2. Title: Board Member
3. Agency: Board for Contractors
(Name of Board)
4. Meeting/IFF Date: April 20, 2010
(Date)

5. I have a personal interest in the following transaction:

(Agenda Item)

Nature of Personal Interest Affected by Transaction: _____

I declare that I am a member of the following business, profession, occupation or group, the members of which are affected by the transaction:

- ☐ I am able to participate in this transaction fairly, objectively, and in the public interest.
- or
- ☐ I did not participate in the transaction.
6. ☒ I do not have a personal interest in any transactions taken at this meeting.

Homer Sumpter
Signature

April 20, 2010
Date